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1988

URBAN/MUNICIPAL

BY-LAWS OF THE REGIONAL
MUNICIPALITY OF
HAMILTON-WENTWORTH

R88-001 - R88-100

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. By-law R88-001

To Permit the Erection and Maintenance of
objects upon a Regional Road.

WHEREAS Section 309(3) of the Municipal Act, R.S.O. 1980, Chapter 302, as amended, provides that the Council of every municipality may pass by-laws for permitting any person to place, construct, install, maintain, and use objects in, on, under, or over highways under such conditions as may be agreed upon for prescribing the terms and conditions upon which the same are to be placed, constructed, installed, maintained, or used, and for making such annual or other charge for the privilege conferred by the by-law as it considers reasonable,

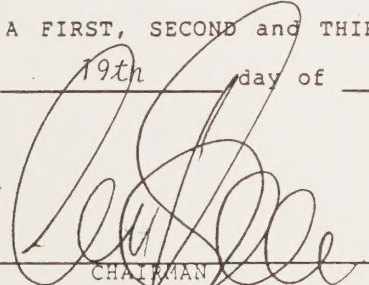
NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

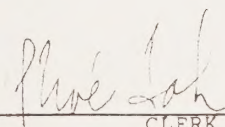
1. The Applicants Commonwealth Holiday Inns of Canada Limited, residing at 150 King Street East, Hamilton, and the owner, Old Colony Properties Inc. residing at 242 Main Street East, Hamilton, of the said premises 150 King Street East, Hamilton are hereby granted the privilege of erecting and maintaining a marquee and canopy, over the highway allowance of King Street East, upon the terms and conditions contained in the agreement hereto as Schedule I.
2. The Regional Chairman, Regional Clerk and Regional Treasurer are hereby authorized to sign and execute all necessary documents to implement this By-law.
3. Schedule I attached to this By-law is included in and shall be considered part of this By-law.
4. This By-law shall come into force and take effect on the date of its passing and enactment.

READ A FIRST, SECOND and THIRD TIME and FINALLY PASSED and ENACTED
this 19th day of January 1988.

Approved
as to form

Regional
Solicitor


CHAIRMAN


CLERK

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTHBY-LAW NO. By-law R88-002BY-LAW NO. R76-144 TO REGULATE TRAFFIC

WHEREAS Section 36(1) of the Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980 CH. 437 as amended, confers upon the Regional Municipality of Hamilton-Wentworth, with respect to the roads in the Regional Road System and the regulation of traffic thereon, all the powers conferred upon the council or corporation of a city by the Municipal Act, the Highway Traffic Act and any other Act with respect to highways; and

WHEREAS Section 210(117) of the Municipal Act, R.S.O. 1980, Chapter 302, as amended, confers upon the councils of the local municipalities the power to pass by-laws for regulating traffic on highways subject to the Highway Traffic Act; and

WHEREAS Section 315(7) of the said Municipal Act confers upon the councils of all municipalities the power to pass by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic; and

WHEREAS it is deemed advisable that the regulations pertaining to traffic on certain highways under the jurisdiction of the Regional Municipality of Hamilton-Wentworth be amended;

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. **Schedule 17 (Parking Meter Locations)** of By-law R76-144 To Regulate Traffic passed and enacted on the 7th day of September 1976 is hereby amended :

(a) by deleting from **Section 3 (One Hour Limit)** the following items, namely:-

"King	South	Grant to Proctor Blvd
King	North	Sherman to Steven."

and by adding thereto the following items, namely:-

"King	South	Grant to Sanford
King	South	Burris to Proctor
King	North	Steven to Sanford
King	North	Stirton to Sherman."

(b) by adding to **Section 2 (Two Hour Limit)** the following items, namely:-

"King	North	Sanford to Stirton
King	South	Sanford to Burris."

2. **Schedule 20 (No Parking Areas)** of the said By-law is hereby amended by adding to **Section A (No Parking Anytime)** the following item, namely:-

"Concession	South	commencing 75 feet east of the south of Upper Wentworth to a point 74 feet easterly
King	South	commencing 95 feet west of Emerald to a point 39 feet westerly."

3. In all other respects, By-law R76-144 and Schedules thereto area hereby confirmed, unchanged.

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. By-law R88-003

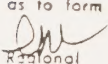
To Permit the Erection and Maintenance of
objects upon a Regional Road.

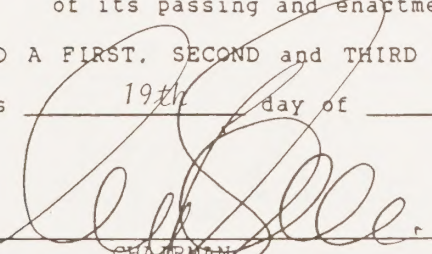
WHEREAS Section 309(3) of the Municipal Act, R.S.O. 1980, Chapter 302, as amended, provides that the Council of every municipality may pass by-laws for permitting any person to place, construct, install, maintain, and use objects in, on, under, or over highways under such conditions as may be agreed upon for prescribing the terms and conditions upon which the same are to be placed, constructed, installed, maintained, or used, and for making such annual or other charge for the privilege conferred by the by-law as it considers reasonable,

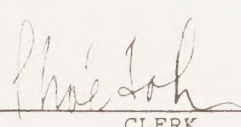
NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. The Applicant(s) 704882 ONTARIO LIMITED residing at 120 Abbeywood Trail, Don Mills and being the Owner(s) of the said premises 463-477 King Street East, Hamilton is hereby granted the privilege of maintaining the existing canopy encroachment upon the highway allowance of King Street East upon the terms and conditions contained in the agreement hereto as Schedule I.
2. The Regional Chairman, Regional Clerk and Regional Treasurer are hereby authorized to sign and execute all necessary documents to implement this By-law.
3. Schedule I attached to this By-law is included in and shall be considered part of this By-law.
4. This By-law shall come into force and take effect on the date of its passing and enactment.

READ A FIRST, SECOND and THIRD TIME and FINALLY PASSED and ENACTED
this 19th day of January 1988.

Approved
as to form

Regional
Collector


CHAIRMAN


CLERK

BY-LAW NO. By-law R88-004

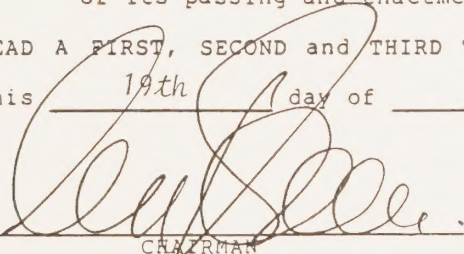
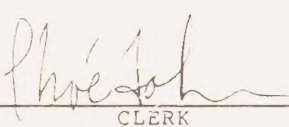
To Permit the Erection and Maintenance of
objects upon a Regional Road.

WHEREAS Section 309(3) of the Municipal Act, R.S.O. 1980, Chapter 302, as amended, provides that the Council of every municipality may pass by-laws for permitting any person to place, construct, install, maintain, and use objects in, on, under, or over highways under such conditions as may be agreed upon for prescribing the terms and conditions upon which the same are to be placed, constructed, installed, maintained, or used, and for making such annual or other charge for the privilege conferred by the by-law as it considers reasonable,

NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. The Applicant Susan Irena Garson-Berman residing at 554 King Street West, Hamilton, and being the owner of the said premises 554 King Street West, Hamilton are hereby granted the privilege of maintaining the existing building encroachment upon the highway allowance of King Street West, upon the terms and conditions contained in the agreement hereto as Schedule I.
2. The Regional Chairman, Regional Clerk and Regional Treasurer are hereby authorized to sign and execute all necessary documents to implement this By-law.
3. Schedule I attached to this By-law is included in and shall be considered part of this By-law.
4. This By-law shall come into force and take effect on the date of its passing and enactment.

READ A FIRST, SECOND and THIRD TIME and FINALLY PASSED and ENACTED
this 19th day of January 1988.


CHAIRMAN
CLERK

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-005

BEING A BY-LAW TO AUTHORIZE AN INTERIM TAX LEVY FOR THE YEAR 1988

WHEREAS Section 103(1) of The Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, c. 437, authorizes the Regional Council before the adoption of estimates for the year 1988 to levy against each of the area municipalities, a sum not exceeding 50% of the levy made by the Regional Council in the preceding year against that area municipality.

THEREFORE the Council of The Regional Municipality of Hamilton-Wentworth enacts as follows:

1. THAT there shall be levied against each area municipality in The Regional Municipality of Hamilton-Wentworth, an amount equal to 50% of the 1987 levy for regional purposes levied against such area municipality, as shown on Schedule "A" attached.
2. THAT the amount levied under Section 1 of this By-law shall be paid by the Treasurer of each area municipality to the Commissioner of Finance of The Regional Municipality of Hamilton-Wentworth in four equal instalments on or before March 15, April 15, May 15 and June 15, 1988.

SCHEDULE "A" TO BY-LAW NO. R88-005

THE REGIONAL MUNICIPALITY OF HAMILTON-METTIVORTH

DEPARTMENT OF FINANCE

CASH FLOW FOR PAYMENT OF INTERIM REGIONAL LEVY

FOR THE YEAR 1988

DATE	ANCASTER	DUNDAS	FLAMMOROUGH	CLAREBROOK	HAMILTON	STONEY CREEK	TOTAL
March 15	\$479,828.25	\$417,606.25	\$697,443.50	\$238,637.00	\$9,290,174.25	\$1,180,000.75	\$12,303,690
April 15	\$479,828.25	\$417,606.25	\$697,443.50	\$238,637.00	\$9,290,174.25	\$1,180,000.75	\$12,303,690
May 15	\$479,828.25	\$417,606.25	\$697,443.50	\$238,637.00	\$9,290,174.25	\$1,180,000.75	\$12,303,690
June 15	\$479,828.25	\$417,606.25	\$697,443.50	\$238,637.00	\$9,290,174.25	\$1,180,000.75	\$12,303,690
	\$1,919,313.00	\$1,670,425.00	\$2,789,774.00	\$954,548.00	\$37,160,697.00	\$12,303,690.00	\$49,214,760

INTERIM LEVY (50% OF 1987 LEVY OF \$98,429,520)

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-006

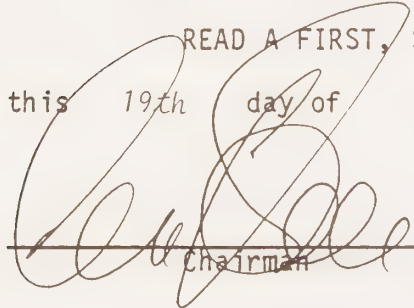
Being a By-law to appoint Saad Ghanem as
Director of the Economic Development
Department for a five year term.

WHEREAS the Council of the Regional Municipality of Hamilton-Wentworth did on the 19th day of January, 1988 by resolution adopt the recommendation of the Regional Finance and Personnel Committee, Item , Report No. , and thereby did appoint Saad Ghanem as Director of the Economic Development Department for a five year contract period on the terms and conditions hereafter set out.

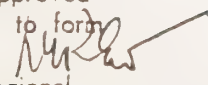
NOW THEREFORE the Council of The Regional Municipality of Hamilton-Wentworth enacts as follows:

1. That Saad Ghanem is appointed the Director of the Economic Development Department for The Regional Municipality of Hamilton-Wentworth for a term of five years from the eighteenth day of March, 1988 to the seventeenth day of March, 1993 in accordance with the terms and provisions set out in the Contract of Employment attached hereto and dated January 19, 1988.
2. That the Regional Chairman, Regional Treasurer and Regional Clerk are authorized and directed to execute the Agreement attached hereto and to apply the Corporate Seal on behalf of the Regional Municipality.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED AND ENACTED
this 19th day of January , 1988.


Chairman


Clerk

Approved
as to form

Regional
Solicitor

THIS AGREEMENT made in duplicate this 1st., day of December, 1987.

BETWEEN:

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH,
hereinafter called the.....
"REGION".....OF THE FIRST PART,

-and-

SAAD GHANEM

hereinafter called the.....
"EMPLOYEE".....OF THE SECOND PART.

WHEREAS the Council of the Region is desirous of filling the position of Director of the Economic Development Department for the Region with the Employee under contract of employment, and

WHEREAS the Employee has been accepted and appointed by a By-Law of a Council of the Region to fill the position of Director as aforesaid, and the Employee has, as a condition thereof agreed to enter into a contract of employment with the Region on the terms and conditions hereinafter set forth.

NOW, THEREFORE, the Region and the Employee agree each with the other to establish the relation of Employer and Employee on the following terms and conditions.

1. The Employee shall be employed by the Region as the Director of the Economic Development Department for a term of five (5) years commencing on the 18th day of March, 1988, and ending on the 17th day of March, 1993 subject to paragraphs 10 and 11 of this Agreement.
2. The Employee shall be paid an annual salary during the term of this Agreement of \$76,945.00 per annum, payable bi-weekly subject to paragraph 3 and all statutory deductions, employee benefit deductions and any other agreed upon payroll deductions.
3. The Employee shall be classified at Level "C" of the 1988 Schedule of Management and Exempt Professional Salary Rates as adopted by Council on May 19, 1987. The Employee shall receive the annual economic salary increases granted by Regional Council for the Management and Exempt Professional Group. Progression through the Level "C" salary scale shall occur on the anniversary date of employment of March 18th, in each year subject to annual review and approval by the Chief Administrative officer of the Region.
4. The Employee shall receive the employee benefits set out on Schedule "A" to this Agreement, including, inter alia, vacation periods, sickness insurance, health plan benefits, life insurance, pension benefits and a vehicle reimbursement allowance and any other benefits provided to the Regional Department Heads.

5. The Employee shall perform and faithfully carry out the following duties and responsibilities and in addition any further and similar duties and responsibilities that may be imposed from time to time by the Council of the Region, the Chairman of the Region, the Chief Administrative Officer and the Regional Committee of Economic Development and Planning:

- (a) To supervise, manage and direct all the functions and activities of the staff of the Economic Development Department of the Region, and to actively undertake the efficient and effective functioning of the said Department.
- (b) To actively and faithfully promote the Region as an industrial, agricultural, business, educational, residential and tourist centre.
- (c) To actively promote and fulfill the goals of the Region in diversifying, strengthening and expanding the economic base of the Region.
- (d) To actively promote and encourage new economic investment and new employment opportunities with both existing and new industries and businesses in the Region.

- (e) To actively promote and assist industries and businesses in the Region which contemplate expansion or new development in the Region.
- (f) To actively promote and project the image of the Region as a prime industrial and business location to serve Regional, Provincial, National and International markets.
- (g) To exert his best endeavours to induce new businesses and industries to establish within the Region.
- (h) To actively project the image of the Region as an attractive and important tourist region of the Province of Ontario.
- (i) To actively provide facilities and services for the dissemination of information on all aspects of economic development within the Region.
- (j) To actively carry out liaison activities with private sector businesses and industries and with other Regions and with the Provincial and Federal Governments.

(k) To faithfully recommend to the Economic Development and Planning Committee and Regional Council programs and strategies which will promote and assist the economic development of the Region; and to faithfully implement those programs for economic development already approved by the Council of the Region.

(1) To regularly attend all meetings of the Council of the Region and all meetings of the Regional Economic Development and Planning Committee.

6. The Employee shall, in carrying out the duties and responsibilities under this Agreement, report faithfully and regularly to Regional Council through its Committee of Economic Development and Planning, and also to the Regional Chairman and Chief Administrative Officer on matters requiring their decision, better advisement or further direction.
7. The Employee shall, in carrying out his duties as head of the Economic Development Department, be administratively responsible to the Chief Administrative Officer of the Region and be under his general direction and supervision.

8. In the event of the death of the Employee or his inability or incapacity to carry out his duties and responsibilities under this Agreement, subject to the benefits set out on Schedule "A" hereto, this Agreement shall be forthwith terminated and void.
9. This Agreement may be terminated by either party hereto with cause without notice. This Agreement may be terminated by the Employee without cause upon three months' notice to the Region. In the event of termination without cause by the Region at any time during the term of this Agreement, notice of twelve months, or twelve months' salary subject to deductions, in lieu of notice, may be given to the Employee. In the event that the Region gives notice to the Employee under this paragraph, relocation consultants' services shall be made available at no cost to the Employee.
10. This Agreement may be renewed at the sole discretion of the Region, upon further terms to be agreed upon, at least six months immediately prior to the termination date set out in paragraph one of this Agreement. In the event that the Region does not renew this Agreement as set out in this paragraph, the Employee shall receive his salary to the end of the term and six months' salary subject to deductions, in lieu of notice.

11. The Employee agrees to do all in his power to advance the interest of the Employer while in its employment, and the Employee further agrees to develop his full time and attention during working hours to the Employer's affairs, and until he leaves its employment he shall not directly or indirectly engage in any other business undertaking or employment. For the purposes of this paragraph, working hours shall mean 9:00a.m. to 5:00p.m. Monday through Friday each week during each month in each year of the term of this Agreement. It is required of the Employee that during working hours he shall be available either in the office designated for him or able to be spoken to by the Departmental Regional staff and any of the Councillors of the Region or the Regional Chairman or the Chief Administrative Officer.
12. This Agreement constitutes and expresses the whole agreement of the Region and the Employee hereto with reference to the employment herein described and with reference to any of the matters or things herein provided for or herein before discussed or mentioned with reference to such employment, all promises, representation and understandings relative thereto being merged herein.

13. It is a condition of employment that the Employee shall faithfully observe and implement all relevant By-Laws, resolutions and directions of the Council of the Region and its Economic Development and Planning Committee and all written Departmental administrative policies and procedures approved by the Chief Administrative Officer.
14. This Agreement is entered into recognizing that the Employee began employment with the Employer on March 9, 1981.

IN WITNESS WHEREOF THE REGION has hereunto affixed its corporate seal attested by the hands of its proper signing officers duly authorized in that behalf and the Employee has hereunto set his hand and seal on the date first above written.

SIGNED, SEALED AND DELIVERED
IN THE PRESENCE OF

THE REGIONAL MUNICIPALITY OF HAMILTON-
WENTWORTH PER:

Regional Chairman

Regional Clerk

Regional Treasurer

Witness

Saad Ghanem

Schedule "A" to Agreement
between Region and Saad Ghanem

Schedule of Employee Benefits

- 1) Annual Vacation entitlement - 4 weeks
- 2) Short and Long Term Disability Insurance Plan
- 3) Parking space for vehicle - basement of Ellen Fairclough Building
- 4) Vehicle Reimbursement - mileage allowance 22¢ per km.
- 5) Reimbursement for authorized and recorded travelling and accommodation expenses while on Regional business
- 6) Life Insurance - Group Plan - 2.5 x Annual Salary
- 7) Employee health benefits plan - OHIP - hospital, medical, dental, optical, drugs by prescription
- 8) Authorized employee training and professional services, meetings and conventions
- 9) Overtime - days off allowance in lieu of overtime pay, as approved by Chief Administrative Officer

THE REGIONAL MUNICIPALITY OF HAMILTON WENTWORTH

BY-LAW NO. R88-007

Bill No. 1206

THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON WENTWORTH ENACTS AS FOLLOWS:

1. The Action of the Council at its meeting held on the 19th day of January in respect of each recommendation contained in the Reports of its Committees.

<u>NAME</u>	<u>NO.</u>
Economic Development & Planning Committee Report	1-88
Engineering Services Committee Report	1-88
Finance & Personnel Committee Report	1-88
Freeway Steering Committee	1-88
Health & Social Services Committee Report	1-88
Legislation & Reception Committee Report	1-88 as amended

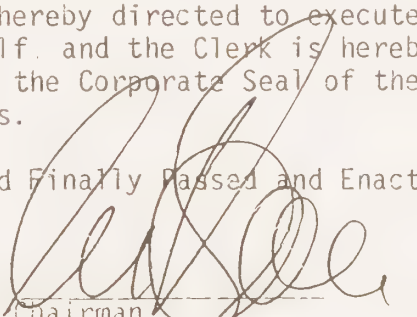
and Regional Officials

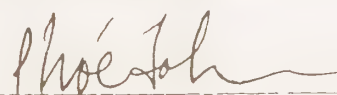
<u>NAME</u>	<u>NO.</u>
Chairman's Report	1-88

considered by Council at the said meeting, and in respect of each motion, resolution and other action passed and taken by the Council at its said meetings, is, except where prior approval of the Ontario Municipal Board is required, hereby adopted, ratified and confirmed.

2. The Chairman of the Council and the proper officials of the Regional Municipality are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required. and, except where otherwise provided, the Chairman, the Clerk and the Treasurer are hereby directed to execute all documents necessary in that behalf. and the Clerk is hereby authorized and directed to affix the Corporate Seal of the Regional Corporation to all such documents.

READ A FIRST, SECOND AND THIRD TIME and Finally Passed and Enacted this 19th day of January, 1988.


Chairman


Clerk

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-008

TO PROVIDE FOR

1. THE CONSTRUCTION OF Storm and Sanitary Sewers AND RELATED Private Drain CONNECTIONS AS DESCRIBED IN SCHEDULE "A" HERETO ON West 5th Street from 115 metres north of Stone Church Road West to 125 metres northerly, in the City of Hamilton
2. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON ABUTTING OWNERS TO PAY A PORTION OF THE COST OF CONSTRUCTING THE Storm and Sanitary Sewers.
3. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON PARTICULAR LOTS TO BE SERVED BY THE SAID Private Drain CONNECTIONS.

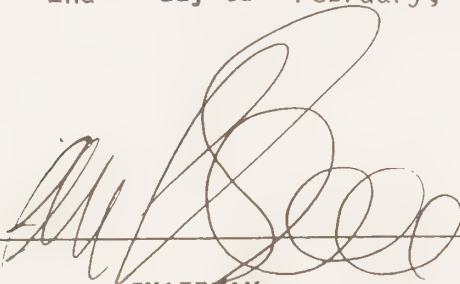
WHEREAS the Council of the Regional Municipality of Hamilton-Wentworth (here and after called the "Region") in adopting on the 3rd day of November, 1987, Clause 1 of the 19-87 Report of the Engineering Services Committee authorized the construction of Storm and Sanitary Sewers on West 5th Street from 115 metres north of Stone Church Road West to 125 metres northerly, in the City of Hamilton as a local improvement under Section 12 and 3 respectively of the Local Improvement Act, R.S.O. 1980, c.250.

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

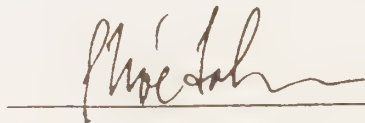
1. THAT the construction of the said Storm and Sanitary Sewers on West 5th Street from 115 metres north of Stone Church Road West to 125 metres northerly, in the City of Hamilton at an estimated cost of \$396,600 and the said private drain connections at an estimated cost of \$21,600.00 is hereby authorized, as set out on Schedule "A" hereto.
- 2.(a) THAT the share of the estimated cost of the described Storm and Sanitary Sewers to be borne by the owners of the lots liable to be specially assessed is \$50,554 and the amount to be specially assessed against such owners is hereby authorized at the actual equal special rate per metre of such frontage sufficient to defray the actual cost and payable by such owners in 15 annual consecutive installments.

- (b) THAT the share of the estimated cost of the described private drain connections be specially assessed upon the particular lots to be served.
- 3.(a) THAT the cost of the works described in Section 1 hereof are to be financed from special assessments, subsidies, monies received from any other source, and by the issue and sale of debentures of The Region in the amount of \$324,446.00 which are to be authorized by a subsequent by-law or by-laws and which are to be repayable over a term of not more than 15 years.
- (b) THAT pending the sale of debentures referred to in sub-section (a) of this Section and the receipt of special assessments, subsidies, or monies from any other source, the Chairman and the Treasurer of The Region may borrow money not exceeding \$396,600.00 for the purpose described in Section 1 hereof.
- (c) THAT the sum or sums of money borrowed pursuant to sub-section (b) of this section are to be repaid out of the special assessments, subsidies received, monies received from any other source and the proceeds of the sale of debentures of The Region.
4. THAT notwithstanding the provisions of this by-law the amount to be debentured pursuant to the provision hereof is not to exceed the net cost to The Region after deducting any special assessments, subsidies or contributions from the Province of Ontario or from any other source in respect of the undertaking described in Section 1 hereof.
5. THAT the proper officials of The Region are hereby authorized and directed to do all things necessary to carry-out the terms of this by-law except that no contract for the construction of the described works is to be entered into without the approval of the Council of the Regional Municipality of Hamilton-Wentworth.
6. THAT schedule "A" forms part of this by-law.

Read a First, Second and Third Time and Finally Passed and Enacted
this 2nd day of February, 1988.



CHAIRMAN



CLERK

Approved
as to form
Regional
Solicitor

SCHEDULE "A"

TO BY-LAW NO. R88-008

<u>DESCRIPTION</u>	<u>COST PER CONNECTION</u>	<u>TOTAL COST</u>	<u>REGION'S SHARE OF COST</u>	<u>OWNER'S SHARE OF COST</u>
Storm and Sanitary Sewers on West 5th Street from 115 metres north of Stone Church Road West to 125 metres northerly, in the City of Hamilton and Related Private Drain Connections	\$1,800.00	\$ 21,600.00	\$324,446.00	\$50,554.00
				\$21,600.00

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO R88-009

BEING A BY-LAW TO AUTHORIZE THE IMPOSITION
OF A SPECIALLY ASSESSED RATE UPON THE OWNERS
OF LANDS ABUTTING THE Storm and Sanitary Sewers
AS DESCRIBED IN SCHEDULE "A" HERETO AND A
SPECIALLY ASSESSED RATE ON PARTICULAR LOTS
TO BE SERVED BY PRIVATE DRAIN CONNECTIONS
AS DESCRIBED IN SCHEDULE "B" HERETO ON West 5th Street
from 115 metres north of Stone Church Road West
to 125 metres northerly, in the City of Hamilton.

WHEREAS The Regional Municipality of Hamilton-Wentworth (here and after called the "Region") intends to install Storm and Sanitary Sewers on West 5th Street from 115 metres north of Stone Church Road West to 125 metres northerly, in the City of Hamilton as a local improvement at an estimated cost of \$375,000.00 and related private drain connections as described in Schedule "B" to the By-law as a local improvement at an estimated cost of \$21,600.00; and,

WHEREAS The Region may impose pursuant to The Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437, Section 97 (1) as amended, a specially assessed frontage rate to finance extension to its Sewer Works systems under any general Act relating to the collection and disposal of sewage and the financing thereof; and,

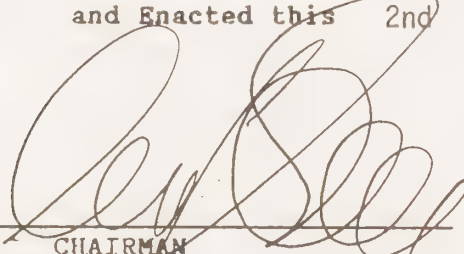
WHEREAS the Local Improvement Act, Section 12 and 3 authorizes a municipality to impose by by-law a specially assessed rate upon owners or occupants of land who derive a benefit from the said Storm and Sanitary Sewers and a specially assessed rate upon particular lots served by the private drain connections.

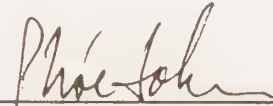
NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

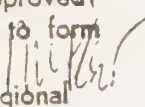
- 1.(a) THAT a specially assessed frontage rate be imposed on the owners of the lands described in Schedule "A" to this By-law, abutting the said Storm and Sanitary Sewers to be calculated on the frontage therein described being rateable for an estimated total of \$50,554.00 which shall be the portion of the total cost of the Sewer Works to be borne by the abutting land owners;
- (b) THAT the cost of the private drain connections be specially assessed only upon the particular lot to be served as outlined in Schedule "B" to this By-law, and in the amounts therein set out.

- 2.(a) THAT a reduction in the case of corner lots at the junction or intersection of streets and a reduction or increase in the case of triangular or irregularly shaped lots has been made in the specially assessed rate as per Schedule "A" to this By-law;
- (b) THAT where an exemption for flankage of a lot which flankage later becomes frontage on the Storm and Sanitary Sewers, the Region may impose a specially assessed rate of such amount as would have been assessed against such flankage had it been frontage at the date of passing of this By-law.
3. THAT the owners of the lands described on Schedule "A" to this By-law may pay the total estimated rates described therein in a lump sum cash payment or in equal and consecutive annual installments over a period of fifteen (15) years together with interest fixed at the borrowing rate for this Region at the time of the calculation of the total cost of the project and the imposition of the annual installment such as shown on Schedule "A" hereto.
4. THAT Schedule "A" and Schedule "B" form part of this By-law.

Read a First, Second and Third Time and Finally Passed
and Enacted this 2nd day of February, 1988.


CHAIRMAN


CLERK

Approved
as to form

Regional
Solicitor

SCHEDULE "A" TO BY-LAW NO. R88-009

DESCRIPTION: Storm and Sanitary Sewers

ESTIMATED COST: \$ 375,000.00

ESTIMATED COST PER METRE FRONTAGE TO OWNER: \$175.00

LOCATION: West 5th Street from 115 metres north of Stone Church Road West to 125 metres northerly, in the City of Hamilton

Estimated portion to be financed by a specially assessed rate imposed on adjoining owners and occupants and the calculation of interest rates for the cost of the project to be paid in (15) fifteen annual consecutive installments shall be no later than March in the year in which the works were completed.

ASSESSMENT ROLL NUMBER	DESCRIPTION OF LANDS	FRONTAGE OF ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE		ESTIMATED LUMP SUM CASH PAYMENT		ASSESSED OWNER
08 09410 1260	Plan 427, Pt. Lt. 6	43.76m	-	43.76m		\$ 7,658.00		V. Citino/J. Piano
08 09410 1200	Plan 427, Pt. Lt. 4	86.79	-	86.79m		\$15,188.25		Roman Catholic Separate School Board
08 09710 5960	Plan 947, Pt. Lt. 1	40.29m	-	40.29m		\$ 7,050.75		D. & M. Zarkovich
08 09710 5990	Plan 947, Pt. Lt. 1	26.52m	-	26.52m		\$ 4,641.00		D. & C. Galliani
08 09710 6020	Con. 7, Pt. Lt. 16	30.48m	-	30.48m		\$ 5,334.00		R. & K. Skingley
08 09710 6080	Con. 7, Pt. Lt. 16	30.52m	-	30.52m		\$ 5,341.00		F. & A. Lalli
08 09710 6140	Con. 7, Pt. Lt. 16	30.52m	-	30.52m		\$ 5,341.00		A. Lalli/A. & M. Di Pietro

SCHEDULE "B" TO BY-LAW NO.

NOTE: CONNECTION COST ONLY ON EACH LOT TO BE SERVED BY THE CONNECTION.

DESCRIPTION: Storm and Sanitary Sewers

LOCATION: West 5th Street from 115 metres north of Stone Church
Road West to 125 metres northerly, in the City of Hamilton

NUMBER OF CONNECTIONS: 12

COST PER CONNECTION: \$1,800.00

ID #0058D -A-

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-010

To Permit the Erection and Maintenance of
Objects Upon a Regional Road.

WHEREAS Section 309 (3) of the Municipal Act, R.S.O. 1980, Chapter 302, as amended, provides that the Council of every municipality may pass by-laws for permitting any person to place, construct, install, maintain, and use objects in, on, under, or over highways under such conditions as may be agreed upon for prescribing the terms and conditions upon which the same are to be placed, constructed, installed, maintained, or used, and for making such annual or other charge for the privilege conferred by the by-law as it considers reasonable,

NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. The applicant(s) ZBYSLAW NAWROCKI and ELIZABETH NAWROCKI residing at 1125 King Street East, Hamilton and being the Owner(s) of the said premises 1125 - 1127 King Street East, Hamilton are hereby granted the privilege of erecting and maintaining a fabric awning over the highway allowance of King Street East upon the terms and conditions contained in the agreement hereto as Schedule I.
2. The Regional Chairman, Regional Clerk and Regional Treasurer are hereby authorized to sign and execute all necessary documents to implement this By-law.
3. Schedule I attached to this By-law is included in and shall be considered part of this By-law.
4. This By-law shall come into force and take effect on the date of its passing and enactment.

Approved
as to form
[Signature]
Regional
Solicitor

READ A FIRST, SECOND and THIRD TIME and FINALLY PASSED and ENACTED
this 2nd day of February 1988.

[Signature]
CHAIRMAN

[Signature]
CLERK

Schedule "1"

THIS AGREEMENT made this 30th day of July 1987

B E T W E E N:

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH.
Hereinafter called "the Region" of the First Part.

- and -
NAWROCKI Zbyslaw & NAWROCKI Elizabeth

Hereinafter called "the Applicant" of the Second Part.

WHEREAS the Applicant is the registered owner of the property known municipally as _____ in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, more particularly described in Schedule "A" attached hereto;

AND WHEREAS Section 309(3) of the Municipal Act, R.S.O. 1980, Chapter 302, as amended, provides that the Council of every municipality may pass by-laws for permitting any person to place, construct, install, maintain, and use objects in, on, under, or over highways under such conditions as may be agreed upon:

AND WHEREAS the Regional Municipality of Hamilton-Wentworth did by By-law # _____ on the _____ day of _____ 19 _____ approve the privilege hereinafter permitted to the Applicant, which application for privilege was presented at the meeting of the Council on the said date as Item _____ in a Report to the Regional Council of the Engineering Services Committee.

NOW THEREFORE the parties hereby covenant and agree as follows:

1. That the Applicant, being the owner of the premises at 1125 King Street East, Hamilton (more particularly described in Schedule "A" attached hereto), may during the pleasure of Regional Council retain the encroachment of:

- (i) A fabric awning 0.48 m by 2.86 m, a minimum of 2.43 m above the sidewalk

(hereinafter referred to collectively as "the works")
Unto the road allowance of King Street East, as shown on a sketch attached hereto as Schedule "B", but so as not to interfere with the free and safe passage of persons and vehicles using the said road allowance.

2. All fees, costs, and expenses due and payable by the applicant to the Region, or paid or incurred by the Region under this agreement may in the event of default of such payment be recovered by the Region by distraint or lawsuit and the Region may in addition, thereupon terminate the agreement as provided in paragraph 12.

3. The sum of \$131.00 shall be due payable in advance to the Region immediately after the date of approval of the privilege at the Meeting of the said Regional Council.

4. The Applicant shall pay to the Region yearly and every year during the currency of this agreement the annual sum or fee of \$ 26 or as may be determined by By-law from time to time in advance on the 1st day of January in each year, with the exception of the first payment which shall be made upon execution of this agreement.

5. The Applicant shall and does hereby at all times covenant to indemnify and save harmless the Region from and against all actions, causes of action, interest, claims, demands, costs, damages, expenses, or loss which the Region may bear, suffer or be put to by reason of any damage to property or injury or death to any person as a result of the privilege herein allowed to the Applicant. At the time of the execution of this agreement, the Applicant shall deliver to the Region an endorsement from its general liability insurance policy confirming that the Region has been named as an additional insured for third party bodily injury and property damage arising out of the granting of this agreement to a limit of \$500,000. This policy shall be kept in force, by the Applicant during the term of this agreement. Upon written request of the Region, the Applicant shall forthwith deliver to the Region endorsements for the aforesaid policy current for that year.

6. The Applicant acknowledges that he is liable to pay all taxes, charges, duties, rates, levies, and business taxes assessed in respect to the occupation or use of the road allowance abutting the lands described in Schedule "A", the works herein allowed to the Applicant on, over, or under the said road allowance, arising pursuant to the Assessment Act. R.S.O. 1980, chapter 31 as amended, and to the Local Improvement Act. R.S.O. 1980 chapter 250 as amended, as and when the same become due and payable.

7. In no case whatsoever shall compensation be payable to the Applicant for improvements (if any) to the road allowance.

8. The Applicant shall at all times keep and maintain the works in a good and proper state of repair and safety.

9. Only the works herein authorized may be erected by the Applicant.

10. The design, construction, and location of the said works, shall be previously approved by the Commissioner of Transportation hereinafter referred to as the Commissioner, and shall be erected and maintained in all respects by the Applicant to the approval of the Commissioner, but the fact that the Commissioner shall have been satisfied with the design, location and construction shall in no way discharge or modify any liability or obligation of the applicant that may arise from this agreement.

11. If on the erection of the said works any act or thing shall be contrary to the order or direction of the Commissioner or if any act or thing shall be done of which the Commissioner shall disapprove or if in the opinion of the Commissioner the Applicant shall fail to maintain the said works in a safe condition, the Commissioner shall verbally or in writing require the Applicant to alter or repair the same and if same shall not be altered or repaired within forty-eight hours after such requirement or if the Applicant shall neglect or refuse to remove the said works or things.

within 30 days after notice to remove the same shall have been delivered or posted as mentioned in paragraph 17 of this agreement, then and in any such case the Region may cause the required work to be done either by its own servants or by some other person and the cost of any such work may be recovered by the Region as set out in paragraph 2 of this agreement.

12. This agreement may be terminated at any time by the Region or the Applicant for any reason after the delivery to the other of written notice of its intention to terminate at least thirty days prior to such termination.

13. Within 30 days of the delivery by the Applicant to the Region of notice of its intention to terminate this agreement or upon receipt of such notice from the Region, the applicant shall remove the said works and restore that part of the road allowance occupied by the works in a condition acceptable to the Commissioner. If the Applicant defaults to perform such work of removal and restoration, then the Region may perform the same and recover its costs as set out in paragraph 2 and/or by such legal action as it deems necessary.

14. The Applicant shall observe and comply with all parliamentary and legislative enactments and with all by-laws and regulations of the Region or the City of Hamilton (Area Municipality) and all notices, orders and demands given by the Region through its Commissioner respecting the subject lands and the works thereon.

15. This Agreement is subject to all rights now or that may hereafter be vested in the Region, the City of Hamilton (Area Municipality) or in any gas, telephone, telegraph, electric light, or other utility Company, in respect of the care and improvement of the streets, the construction, repair, replacement or removal of sewers, mains, culverts, drains, water or gas pipes or the placing of poles or wires (herein called "services"), therein.

The Region expressly reserves to itself the right to construct services or permit services to be constructed therein. The Applicant shall not be entitled to any damages by reason of the exercise of the Region's rights contained in this paragraph and the Applicant shall at his own expense carry out such alteration of the works as the Regional Authority may direct.

16. No length of time or of enjoyment by the Applicant shall enure to give any right, title or interest to the Applicant or his successors in title, in the subject lands or to maintain the said works on, under, across or above (as the case may be) the said road allowance or shall deprive the Region by the operation of any limitation period or otherwise of any right to require the removal thereof the restoration of the road allowance.

17. Any notice to be given to the Region shall be delivered or posted by prepaid mail addressed to:

The Regional Clerk
The Regional Municipality of Hamilton-Wentworth
119 King Street West, 15th Floor, P.O. Box 910
Hamilton, Ontario
L8P 4T9

or such other addresses as may hereinafter be assigned.

Any notice to be given to the Applicant shall be delivered or posted by prepaid mail addressed to the Applicant at:

NAWROCKI Zbyslaw & Elizabeth

1125 King St. East

Hamilton, Ontario L8M 1E5

18. The word "Applicant" in this agreement means the Applicant named herein including the person in possession of the property set out in Schedule "A" attached hereto, it being agreed that this Agreement shall be binding upon the heirs, executors, administrators, successors, tenants, lessees, and assigns of the Applicant.

19. This Agreement is to be read with all the changes made necessary by the gender, number or corporate status of the Applicant herein.

IN WITNESS WHEREOF The Regional Municipality of Hamilton-Wentworth has hereunto affixed its corporate seal attested by the hands of its duly authorized officials in that behalf:

AND IN WITNESS WHEREOF, the Applicant has hereunto, _____

SET HIS HAND AND SEAL

SIGNED, SEALED AND DELIVERED

in the Presence of

Xenia

• • • • •

Approved:

APPLICANT,

Zygmunt Nawrocki - OWNER

Elizabeth
ELIZABETH NAWROCKI - OWNER

~~THE REGIONAL MUNICIPALITY OF
HAMILTON/WENTWORTH~~

Chairman

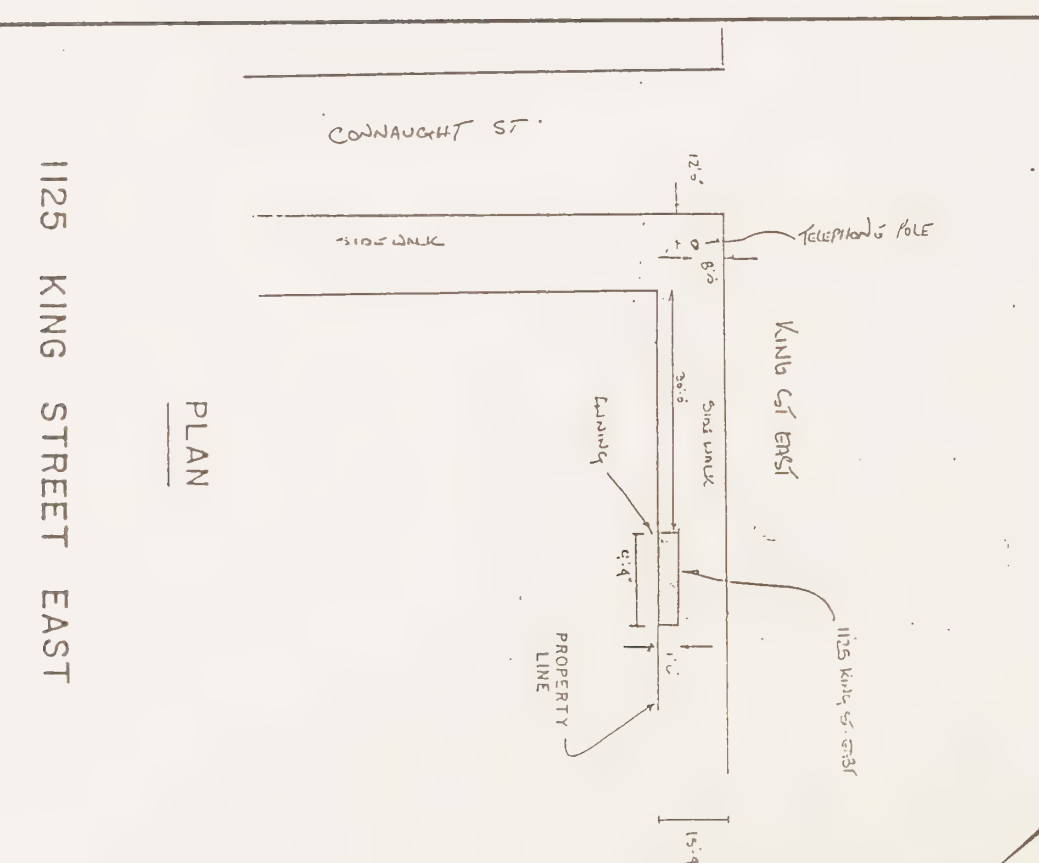
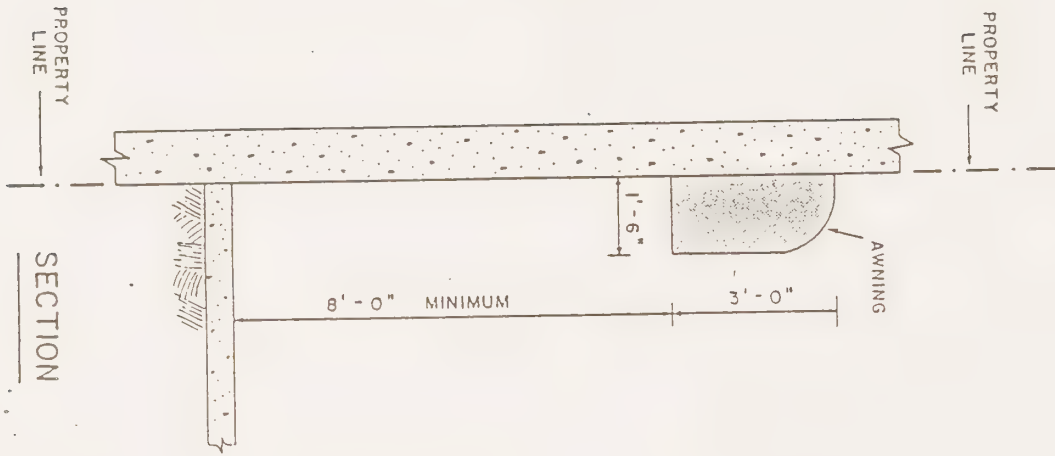
Commissioner of Finance

Clerk

R. D. Meier
APPROVED
DEPARTMENT OF TRANSPORTATION

April 1987

SCHEDULE "B"



1125 KING STREET EAST

PLAN

*NOTE: THIS IS NOT A PLAN OF SURVEY

SCHEDULE "A"

DESCRIPTION OF LANDS

The whole of Lot No. 226, Central Extension, Registered Plan No . 619, in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth. Which property was last described in Instrument No. 324070 C.D.

DATED: _____ 19 _____

THE REGIONAL MUNICIPALITY OF

HAMILTON-WENTWORTH

- to -

ENCROACHMENT

ADDRESS:

R. M. Plant, Q.C.
Regional Solicitor
The Regional Municipality of
Hamilton-Wentworth
119 King Street West
Hamilton, Ontario

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-011

To exempt the occupiers of certain shops from the provisions of the Regional Store Closing By-law.

WHEREAS upon application of certain shops outlined on Schedule "A" to this By-law, it has been recommended by the Regional Legislation and Reception Committee that such shops be exempt from the store closing hours on the dates and at the times indicated.

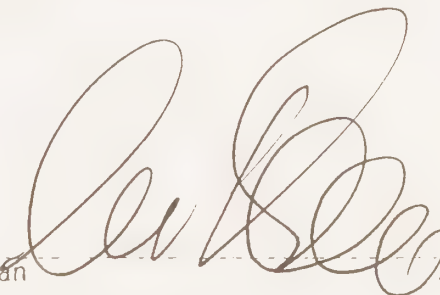
NOW THEREFORE the Council of the Regional Municipality of Hamilton-Wentworth ENACTS AS FOLLOWS:

1. THAT the occupiers of the shops named on Schedule "A" attached to this by-law are hereby exempt from the closing provisions of Section 2(1) (b) of Regional By-law No. R79-202 and may remain open for business on the dates and at the times indicated.
2. THAT all other provisions of Regional By-law No. R79-202 are to remain in full force and effect for the shops described in Schedule "A" of this By-law.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED AND ENACTED
this 2nd day of February, 1988.

Approved
as to form
M. J. Miller
Regional
Solicitor

Chairman



Clerk





- 665 Upper James Street
Hamilton, Ontario

Woolco Department Store

- 75 Centennial Pkwy. N.
Stoney Creek, Ontario

Woolco Department Store

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-012

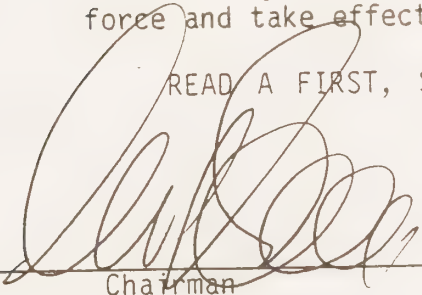
Being a By-law to repeal By-laws
appointing the Commissioner of
Engineering Services and the Regional
Solicitor.

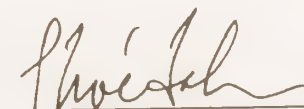
WHEREAS Regional Council did by Resolution at its meeting on January 19, 1988, accept the resignations of the Commissioner of Engineering Services and the Regional Solicitor and did authorize appropriate by-laws to be introduced;

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH enacts as follows:

- 1.. That By-law No. R79-161 appointing James R. Leach as the Commissioner of Engineering Services be and the same is hereby repealed.
2. That By-law No. 51-74 appointing Raymond Plant as the Solicitor for the Regional Municipality be and the same is hereby repealed.
3. That the By-law referred to in Section 1 shall come into force and take effect on April 29, 1988.
4. That the By-law referred to in Section 2 shall come into force and take effect on March 19, 1988.

1988. READ A FIRST, SECOND AND THIRD TIME this 2nd day of February,


Chairman


Clerk

Approved
as to form
Regional
Solicitor

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-013

Bill No. 1212

THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. The Action of the Council at its meeting held on the 19th day of January in respect of each recommendation contained in the Reports of its Committees.

<u>NAME</u>	<u>NO.</u>	
Special Airport Committee Report	1-88	as amended
Economic Development & Planning Committee Report	2-88	
Engineering Services Committee Report	2-88	
Freeway Steering Committee Report	1-88	
Legislation & Reception Committee Report	2-88	
Transportation Services Committee Report	1-88	as amended

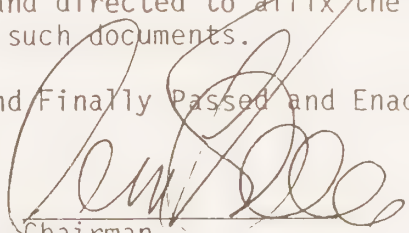
and Regional Officials

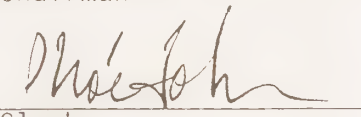
<u>NAME</u>	<u>NO.</u>
Chairman's Report	2-88

considered by Council at the said meeting, and in respect of each motion, resolution and other action passed and taken by the Council at its said meetings, is, except where prior approval of the Ontario Municipal Board is required, hereby adopted, ratified and confirmed.

2. The Chairman of the Council and the proper officials of the Regional Municipality are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and, except where otherwise provided, the Chairman, the Clerk and the Treasurer are hereby directed to execute all documents necessary in that behalf, and the Clerk is hereby authorized and directed to affix the Corporate Seal of the Regional Corporation to all such documents.

READ A FIRST, SECOND AND THIRD TIME and Finally Passed and Enacted this 2nd, day of February, 1988.


Chairman


Clerk

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-014

To authorize the issue of sinking fund retractable term debentures in the amount of \$25,800,000 for the purposes of The Corporation of the City of Hamilton, The Corporation of the Town of Dundas and The Corporation of the Town of Flamborough.

WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth (hereinafter called the "Regional Corporation") has received applications from the respective Councils of The Corporation of the City of Hamilton, of The Corporation of the Town of Dundas and of The Corporation of the Town of Flamborough (hereinafter called "Hamilton", "Dundas" and "Flamborough" respectively) requesting the borrowing of money for the purposes set out in Column 1 of Schedule "A" annexed hereto and the issue of sinking fund retractable term debentures for such purposes in the respective amounts set out in Column 9 of the said Schedule "A";

AND WHEREAS for such purposes it is expedient to issue sinking fund retractable term debentures on the credit of the Regional Corporation in the aggregate principal amount of \$25,800,000 in order to provide the respective amounts set out in Column 9 of the said Schedule "A", such debentures to be payable within the terms of years set out in Column 2 of the said Schedule "A", as required by the respective Orders of the Ontario Municipal Board listed in Columns 4 and 5 of the said Schedule "A" and being issued on the terms herein set forth;

NOW THEREFORE THE COUNCIL OF THE REGIONAL CORPORATION HEREBY ENACTS as follows:

1. The borrowing of the said amount of \$25,800,000 for the purposes of Hamilton, Dundas, and Flamborough set out in Column 1 of Schedule "A" hereto annexed and the issue of sinking fund retractable term debentures therefor on the credit of the Regional Corporation to be repaid on the days hereinafter fixed, is hereby authorized and approved.

2. The Chairman and the Treasurer of the Regional Corporation are hereby authorized to cause any number of sinking fund retractable term debentures to be made for such amounts of money as may be required for the purposes aforesaid, not exceeding in total the said amount of \$25,800,000 provided such debentures are issued in denominations of \$1,000 or integral multiples thereof and the said debentures shall be sealed and signed in accordance with the provisions of the Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, c.437, as amended (hereinafter called the "Regional Act").
3. The said debentures shall be all dated the 1st day of March, 1988, shall be issued within two years after the date on which this by-law is enacted and as to both principal and interest shall be expressed and be payable in lawful money of Canada.
4. The said debentures shall be issued for a term of ten (10) years and shall mature and become due and payable on March 1, 1998 subject to an obligation on the Regional Corporation to redeem all or any of the said debentures on March 1, 1993 (hereinafter called the "Redemption Date") at the request of the registered holder thereof given to the Treasurer of the Regional Corporation at any time between November 2, 1992 to and including December 31, 1992, such request to be in writing, signed by the registered holder of each such debenture and to be sent by prepaid registered mail or delivered personally to the Treasurer of the Regional Corporation to reach him no later than December 31, 1992. If such a request is received by the Treasurer of the Regional Corporation, the debentures in respect of which such request is received shall mature and become due and payable on March 1, 1993. In the absence of such a request the said debentures shall mature and become due and payable on March 1, 1998.

5. The said debentures shall bear interest from the date thereof, which interest shall be payable semi-annually on September 1 and March 1 in each year during their currency. If a request as described in Section 4 hereof is received by the Treasurer of the Regional Corporation, the debentures in respect of which such request has been received shall bear interest from the date thereof to the Redemption Date at the rate of nine and three-quarters percent ($9 \frac{3}{4}\%$) per annum. In the absence of such a request the said debentures shall bear interest from the date thereof to the Redemption Date at the rate of nine and three-quarters percent ($9 \frac{3}{4}\%$) per annum and shall bear interest commencing the day immediately following the Redemption Date to March 1, 1998 at the rate of ten percent (10%) per annum.
6. The said debentures which mature and become due and payable on March 1, 1998, shall be payable as to principal at any branch of the Bank of Montreal in Canada. The said debentures which mature and become due and payable on March 1, 1993, the Redemption Date, shall be payable as to principal at the office of the Treasurer of the Regional Corporation. The debentures shall be in fully registered form with provision for payment of interest sent by post to the registered addresses of the respective registered holders.
7. In each of the first five years of the currency of the said debentures from September 1, 1988 to March 1, 1993 (the "First Interest Period") the amount of \$2,515,500 shall be payable for interest on the said debentures, in each of the second five years of the currency of the said debentures from March 2, 1993 to March 1, 1998 (the "Second Interest Period") the amount of \$2,580,000 shall be payable for interest on the said debentures and in each year during the currency of the said debentures the amount of \$1,780,961 shall be deposited by the Treasurer of the Regional Corporation in a retirement fund which fund shall be administered in all respects in the same manner as and which shall constitute a sinking fund (hereinafter called the "Sinking Fund") to be held and invested for the payment of the principal of the said debentures as required by the

provisions of the Regional Act and by the provisions of Section 143(a) and 146 of the Municipal Act (with appropriate adjustment after March 1, 1993 for debentures redeemed under the terms hereof) and in each such year the amount required to pay the said two amounts (for interest and for deposit in the Sinking Fund) shall be and are hereby levied by a special rate sufficient therefor over and above all other rates upon all rateable property in Hamilton, Dundas and Flamborough to the extent that such amounts have not been provided for by any special rate or rates imposed on persons or property made especially liable therefor by any other by-law or by-laws passed by Hamilton, Dundas and Flamborough in accordance with any general or special Act.

8. There shall be raised in each year during the First Interest Period the said sum of \$2,515,500 for interest on the said debentures, there shall be raised in each year during the Second Interest Period the said sum of \$2,580,000 for interest on the said debentures and there shall be raised in each year during the said ten year period from the date of the debentures the amount of \$1,780,961 for deposit in the Sinking Fund for the payment of the principal of the said debentures and in each such year, for the purposes set out in Column 1 of the said Schedule "A", the said two amounts shall be and are hereby levied against Hamilton, Dundas and Flamborough in the respective amounts as follows:

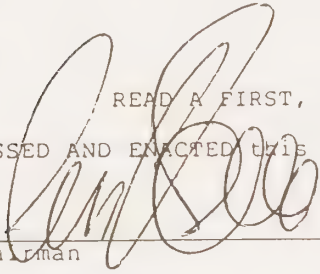
MUNICIPALITY	FIRST INTEREST PERIOD (March 1, 1988 to March 1, 1993)	SECOND INTEREST PERIOD (March 2, 1993 to March 1, 1998)	SINKING FUND DEPOSIT	ANNUAL TOTAL FIRST INTEREST PERIOD	ANNUAL TOTAL SECOND INTEREST PERIOD
Hamilton	\$2,393,722.50	) \$2,455,100.00	) \$1,694,743.00	\$4,088,465.50	\$4,149,843.00
Dundas	\$ 12,406.58	) \$ 12,724.70	) \$ 8,784.00	\$ 21,190.58	\$ 21,508.70
Flamborough	\$ 109,370.92	) \$ 112,175.30	) \$ 154,868.00	\$ 186,804.92	\$ 189,609.30
TOTAL	\$2,515,500.00	\$2,580,000.00	\$1,858,395.00	\$4,296,461.00	\$4,360,961.00

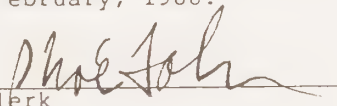
and in each such year Hamilton, Dundas and Flamborough shall pay to the Regional Corporation on or before the due dates, the amounts hereby levied against them for interest and for deposit in the said Sinking Fund.

9. (1) The Chairman and the Treasurer are hereby authorized to cause the said debentures to be sold or hypothecated at such price or prices as they may determine and generally to do all things and execute all documents and other papers in the name of the Regional Corporation in order to carry out the sale or hypothecation of the said debentures contemplated by this by-law and the Treasurer is authorized to affix the seal of the Regional Corporation to all such documents and papers.

(2) The proceeds of the sale or hypothecation of the said debentures, after providing for the discount, if any, and the expenses of the negotiation and sale thereof, shall be apportioned and applied for the respective purposes set forth in column (1) of said Schedule "A" and for no other purpose except as permitted by the Regional Act.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY
PASSED AND ENACTED this 16th day of February, 1988.


Chairman


Clerk

HRD~BYLAHAMI:VWCORP

REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
SCHEDULE "A" TO BY-LAW NO. R88-014
CITY OF HAMILTON

1	2	3	4	5	6	7	8	9
PROJECT	TERM IN YEARS	AUTHORIZING BY-LAW NO.	ONTARIO MUNICIPAL BOARD NUMBER	DATE	AMOUNT OF DEBENTURES AUTHORIZED	DEBENTURES ISSUED TO DATE	OUTSTANDING AUTHORIZATION	DEBENTURES TO BE ISSUED AT THIS TIME
PROTECTION TO PERSONS AND PROPERTY								
CONSTRUCTION OF A FIRE STATION ON THE EAST MOUNTAIN - LIMERIDGE ROAD AND UPPER OTTAWA STREET	15	86-257	E810695	JUL 14/86	960,000		960,000	766,000
		82-24	E81695	JAN 05/82				
		81-318	E81695	OCT 02/81				
PURCHASE OF A FIRE PROTECTION SERVICE PUMP TRUCK FOR STATION AT LIMERIDGE RD AND UPPER OTTAWA ST	15	87-1	E860628	NOV 19/86	275,000		275,000	275,000
		86-242	E860628	JUL 31/86				
LAND ACQUISITION FOR FIRE STATION AT STONE CHURCH RD AND UPPER WELLINGTON STREET	15	86-291	E860919	SEP 29/86	160,000		160,000	153,000
					1,395,000		1,395,000	1,194,000
DEPARTMENT OF TRANSPORTATION								
CONSTRUCTION OF ROAD ACCESS FROM BOW VALLEY DRIVE TO QUEENSTON RD	15	86-259	E860858	AUG 29/86	377,000		377,000	377,000

REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
SCHEDULE "A" TO BYLAW NO. R88-014
CITY OF HAMILTON

1	2	3	4	5	6	7	8	9
PROJECT	TERM IN YEARS	AUTHORIZING BY-LAW NO.	ONTARIO MUNICIPAL BOARD NUMBER	DATE	AMOUNT OF DEBENTURES AUTHORIZED	DEBENTURES ISSUED TO DATE	OUTSTANDING AUTHORIZATION	DEBENTURES TO BE ISSUED AT THIS TIME
PARKING AUTHORITY					\$	\$	\$	\$
CONSTRUCTION OF PARKING FACILITIES FOR THE VICTOR K. CORPS TRADE CENTRE ARENA	15	85-156	E850450	JUN 07/85	590,000		590,000	258,000
DEPARTMENT OF PUBLIC WORKS								
CONSTRUCTION OF REPLACEMENT OF THE LOWER SECTION OF THE WENTWORTH STREET STAIRS LOCATED AT THE MOUNTAIN BROW PARK AREA	15	85-153	E850554	JUN 27/85	230,000		230,000	197,000
CONSTRUCTION OF AN ADDITION TO AND ALTERATION OF YARD BUILDING IN DISTRICT NO. 3 ON BRAMPTON ST	15	85-151	E850552	JUN 27/85	293,000		293,000	226,000
CONSTRUCTION OF AN ADDITION TO AND ALTERATION OF YARD BUILDING IN DISTRICT NO. 2 ON FERGUSON AVE N	15	85-154	E850553	JUN 27/85	125,000		125,000	123,000

REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
SCHEDULE "A" TO BYLAW NO. R88-014
CITY OF HAMILTON

1	2	3	4	5	6	7	8	9
PROJECT	TERM IN YEARS	AUTHORIZING BY-LAW NO.	ONTARIO MUNICIPAL BOARD NUMBER	DATE	AMOUNT OF DEBENTURES AUTHORIZED	DEBENTURES ISSUED TO DATE	OUTSTANDING AUTHORIZATION	DEBENTURES TO BE ISSUED AT THIS TIME
CENTRALIZED COMPUTER FUEL SYSTEM	15	86-290	E860920	SEP 29/86	300,000		300,000	260,000
CONSTRUCTION OF A NEW PUBLIC WORKS YARD AT OR NEAR TURNER FARM ON REGIONAL ROAD EAST TO SERVE DISTRICTS 3, 4 & 5 AND MOUNT HAMILTON CEMETERY	15	87-194	E870317	MAY 29/87	1,757,000		1,757,000	579,000
					2,705,000		2,705,000	1,385,000
DEPARTMENT OF CULTURE AND RECREATION								
REPLACEMENT OF ICE MAKING SYSTEM AT INCH PARK ARENA	15	86-89 85-183	E850719 E850719	JAN 24/86 OCT 17/85 AUG 02/85	900,000		900,000	245,000
RENOVATIONS, RECONSTRUCTION, ALTERATIONS AND ADDITIONS TO CORONATION COMMUNITY RECREATION CENTRE-REPLACEMENT OF ICE MAKING SYSTEM	15	86-91 83-52 81-339	E81863 E81863 E81863	JAN 30/86 JAN 04/83 JUL 27/81	725,000		725,000	380,000
REPLACEMENT OF ICE MAKING SYSTEM AT EASTWOOD COMMUNITY RECREATION CENTRE ARENA	15	86-88	E851547	JAN 24/86	725,000		725,000	434,000

REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
SCHEDULE "A" TO BYLAW NO. R88-014
CITY OF HAMILTON

1	2	3	4	5	6	7	8	9
PROJECT	TERM IN YEARS	AUTHORIZING BY-LAW NO.	ONTARIO MUNICIPAL BOARD NUMBER	DATE	AMOUNT OF DEBENTURES AUTHORIZED	DEBENTURES ISSUED TO DATE	OUTSTANDING AUTHORIZATION	DEBENTURES TO BE ISSUED AT THIS TIME
REPLACEMENT OF REFRIGERATION SYSTEM AT PARKDALE COMMUNITY RECREATION CENTRE ARENA	15	86-90	E851546	JAN 24/86	725,000		725,000	392,000
ESTABLISHMENT OF BICYCLE PATHS AND/OR LANES PHASE 1	15	86-260	E860625	AUG 28/86	330,000		330,000	267,000
THE ESTABLISHMENT OF BICYCLE PATHS AND/OR LANES - PHASE II	15	87-170	E870291	MAR 20/87	330,000		330,000	330,000
REPLACEMENT OF RINK SURFACE AND PIPING - SCOTT PARK RINK, SCOTT PARK COMMUNITY RECREATION CENTRE	15	86-241	E860611	JUL 30/86	600,000		600,000	290,000
					4,335,000		4,335,000	2,338,000
PARKS DIVISION								
REPAIRS TO IVOR WYNN STADIUM INVOLVING REHABILITATION OF THE NORTH-SOUTH STAND	15	86-92 84-1	E831132 E831132	JAN 30/86 NOV 25/83	1,900,000	625,000	1,275,000	647,000

REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
SCHEDULE "A" TO BYLAW NO. R88-014
CITY OF HAMILTON

1	2	3	4	5	6	7	8	9
PROJECT	TERM IN YEARS	AUTHORIZING BY-LAW NO.	ONTARIO MUNICIPAL BOARD NUMBER	DATE	AMOUNT OF DEBENTURES AUTHORIZED	DEBENTURES ISSUED TO DATE	OUTSTANDING AUTHORIZATION	DEBENTURES TO BE ISSUED AT THIS TIME
WESTPORT DEVELOPMENT STUDY PHASE OF CITY OWNED LAND ABUTTING THE WESTERLY PORTION OF HAMILTON HARBOUR	20	85-52	E840962	OCT 30/84	150,000		150,000	141,000
CONSTRUCTION OF STAGE 5 MOHAWK SPORTS PARK COMMUNITY RECREATION CENTRE-FIELDHOUSE AND TWO NEW BASEBALL DIAMONDS	20	85-155	E850503	JUN 07/85	466,685		466,685	466,000
INSTALLATION OF A TRACK FACILITY IN THE MOHAWK SPORTS PARK COMMUNITY RECREATION CENTRE	15	86-240	E860626	JUL 30/86	300,000		300,000	300,000
CONTINUED DEVELOPMENT TO THE MOHAWK SPORTS PARK COMMUNITY RECREATION CENTRE TO PROVIDE OFFICE, LUNCHROOM, SHOWER & WASHROOMS, STORAGE & VEHICLE BAYS FOR STORAGE, SERVICING & MINOR REPAIRS	15	87-235	E870315	JUN 29/87	198,000		198,000	198,000
CONTINUED DEVELOPMENT OF MOHAWK SPORTS PARK COMMUNITY RECREATION CENTRE TO PROVIDE PICNIC AREAS, LIGHTING SYSTEM AND LANDSCAPING	15	87-198	E870313	MAY 29/87	630,000		630,000	520,000
RESURFACING OF MCMASTER UNIVERSITY RUNNING TRACK	15	85-150	E850551	JUN 27/85	100,000		100,000	100,000
					3,744,685	625,000	3,119,685	2,372,000

REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
SCHEDULE "A" TO BYLAW NO. R88-014
CITY OF HAMILTON

1	2	3	4	5	6	7	8	9
PROJECT	TERM IN YEARS	AUTHORIZING BY-LAW NO.	ONTARIO MUNICIPAL BOARD NUMBER	DATE	AMOUNT OF DEBENTURES AUTHORIZED	DEBENTURES ISSUED TO DATE	OUTSTANDING AUTHORIZATION	DEBENTURES TO BE ISSUED AT THIS TIME
H. E. C. F. I.								
CONSTRUCTION ON CENTRAL UTILITIES PLANT IN LLOYD JACKSON SQUARE INVOLVING IMPROVEMENTS AND ALTERATIONS	15	86-281 74-254 74-142	E732214 E732214 E732214	AUG 29/86 AUG 13/74 MAY 21/74	234,728		234,728	234,000
CONSTRUCTION ON HAMILTON PLACE INVOLVING RECONSTRUCTION AND/OR ALTERATION OF PIPING SYSTEM AND ACCESSORY EQUIPMENT OF HAMILTON PLACE CONNECTED TO CENTRAL UTILITIES PLANT	15	85-182 74-11 71-211 71-31	G9744 G9744 G9744 G9744-70	JUL 08/85 SEP 26/73 SEP 03/71 JUN 18/71	6,648,000	4,183,000	2,465,000	124,000
CONSTRUCTION OF THE TRADE CENTRE/ARENA COMPLEX	20	83-180	EB30018	MAY 09/83	17,787,000	10,692,000	7,095,000	1,723,000
					24,669,728	14,875,000	9,794,728	2,081,000

REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
SCHEDULE "A" TO BYLAW NO. R88-014
CITY OF HAMILTON

1	2	3	4	5	6	7	8	9
PROJECT	TERM IN YEARS	AUTHORIZING BY-LAW NO.	ONTARIO MUNICIPAL BOARD NUMBER	DATE	AMOUNT OF DEBENTURES AUTHORIZED	DEBENTURES ISSUED TO DATE	OUTSTANDING AUTHORIZATION	DEBENTURES TO BE ISSUED AT THIS TIME
LIBRARY					\$	\$	\$	\$
RENOVATIONS TO THE KENILWORTH PUBLIC LIBRARY	15	86-255	E860627	AUG 12/86	181,000		181,000	181,000
CONSTRUCTION OF AN ADDITION TO THE TERRYBERRY PUBLIC LIBRARY	15	87-282	E871042	SEP 25/87	595,000		595,000	595,000
					776,000		776,000	776,000
COMMUNITY DEVELOPMENT DEPARTMENT								
UNDERTAKING OF COMMERCIAL AREA IMPROVEMENT PROGRAMME CORE PARK AREA, PHASE 3B INCLUDING WORK ON KING WILLIAM, HUGHSON AND JOHN STREETS	15	86-216	E860111	MAY 07/86	900,000		900,000	900,000
CONSTRUCTION OF CERTAIN IMPROVEMENTS- CORE PARK AREA PHASE II	20	86-75 85-100 85-52	E840584 E840584	DEC 19/85 JUL 13/84	1,328,000		1,328,000	1,327,000
CONSTRUCTION OF CERTAIN IMPROVEMENTS TO JAMES STREET NORTH STREETSCAPING	15	86-258	E860894	SEP 04/86	1,764,400		1,764,400	1,764,000

REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
SCHEDULE "A" TO BYLAW NO. R88-014
CITY OF HAMILTON

1	2	3	4	5	6	7	8	9
PROJECT	TERM IN YEARS	AUTHORIZING BY-LAW NO.	ONTARIO MUNICIPAL BOARD NUMBER	DATE	AMOUNT OF DEBENTURES AUTHORIZED	DEBENTURES ISSUED TO DATE	OUTSTANDING AUTHORIZATION	DEBENTURES TO BE ISSUED AT THIS TIME
CERTAIN IMPROVEMENTS - CORE PARK AREA INCLUDING SURFACING, LANDSCAPING, FIXTURES, FURNITURE, MISCELLANEOUS AND OTHER	20	83-184	E830507	MAY 20/83	2,814,000		2,814,000	200,000
IMPROVEMENTS WITHIN THE AREA BOUNDED BY JAMES ST. TO WELLINGTON ST. BETWEEN MAIN ST. AND KING WILLIAM ST.	15	87-193	E870314	MAY 29/87	1,429,000		1,429,000	1,429,000
CERTAIN IMPROVEMENTS IN THE PRESENT AND FUTURE BUSINESS IMPROVEMENT AREAS UNDER THE COMMERCIAL IMPROVEMENT PROGRAMME INCLUDING BUILDINGS, FIXTURES, FURNITURE, LANDSCAPING, PARKING, REPAIRS, STREET FURNITURE AND MISCELLANEOUS	15	87-237	E870759	AUG 12/87	2,500,000		2,500,000	500,000
IMPROVEMENTS UNDER THE CORKTOWN/STINSON ONT. NEIGHBOURHOOD IMPROV. PROGRAMME INCLUDING DEVELOPMENT OF PARKS AND GREEN SPACE INCLUDING BEAUTIFICATION TO THE AREA AND ENHANCING RECREATIONAL OPPORTUNITIES	15	87-236	E870625	JUL 10/87	450,000		450,000	450,000
					11,185,400		11,185,400	6,570,000

REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
 SCHEDULE "A" TO BYLAW NO. R88-014
 CITY OF HAMILTON

1	2	3	4	5	6	7	8	9
PROJECT	TERM IN YEARS	AUTHORIZING BY-LAW NO.	ONTARIO MUNICIPAL BOARD NUMBER	DATE	AMOUNT OF DEBENTURES AUTHORIZED	DEBENTURES ISSUED TO DATE	OUTSTANDING AUTHORIZATION	DEBENTURES TO BE ISSUED AT THIS TIME
CONSTRUCTION OF A PARKING GARAGE ON CITY LAND WITHIN THE WESTERLY PORTION OF BLOCK BOUNDED BY YORK BLVD, MACNAB ST, VINE ST AND JAMES ST	15	87-92 87-46	E870028 E870028	MAR 26/87 JAN 26/87	7,200,000		7,200,000	7,200,000

TOTALS

56,977,813 15,500,000 41,477,813 24,551,000

MUNICIPALITY OF HAMILTON-WENTWORTH
 "A" TO BY-LAW NO. R88-014
 TOWN OF DUNDAS

	5	6	7	8	9
MUNICIPAL BOARD					
DATE	AMOUNT OF DEBENTURES AUTHORIZED	DEBENTURES ISSUED TO DATE	OUTSTANDING AUTHORIZATION	DEBENTURES TO BE ISSUED AT THIS TIME	
	\$	\$	\$	\$	
JUL 22/85	494,850	254,100	240,750	199,983	
APR 26/84					
AUG 08/85	115,000		115,000	108,122	
OCT 25/84					
AUG 08/85	20,000		20,000	18,804	
AUG 08/85	6,000		6,000	5,641	
AUG 08/85	5,000		5,000	4,701	
AUG 08/85	10,000		10,000	9,402	
JUL 31/86	15,000		15,000	15,000	

REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
 SCHEDULE "A" TO BY-LAW NO. R88-014
 TOWN OF DURHAM

1	2	3	4	5	6	7	8	9
PROJECT	TERM IN YEARS	AUTHORIZING BY-LAW NO.	ONTARIO MUNICIPAL BOARD NUMBER	DATE	AMOUNT OF DEBENTURES AUTHORIZED	DEBENTURES ISSUED TO DATE	OUTSTANDING AUTHORIZATION	DEBENTURES TO BE ISSUED AT THIS TIME
RECONSTRUCTION OF KING ST. EAST FROM COOTES DRIVE TO EAST ST.	10	3630-87	E870515	MAY 21/87	112,500		112,500	112,500
RECONSTRUCTION OF THE WHOLE OF SUNRISE CRESCENT	10	3651-87	E870852	JUL 14/87	105,500		105,500	105,500
TOTAL					1,425,950	254,100	1,171,850	1,121,753

REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
 SCHEDULE "A" TO BY-LAW NO. R88-014
 TOWN OF FLAMBOROUGH

1	2	3	4	5	6	7	8	9
PROJECT	TERM IN YEARS	AUTHORIZING BY-LAW NO.	ONTARIO MUNICIPAL BOARD NUMBER	DATE	AMOUNT OF DEBENTURES AUTHORIZED	DEBENTURES ISSUED TO DATE	OUTSTANDING AUTHORIZATION	DEBENTURES TO BE ISSUED AT THIS TIME
CONSTRUCTION OF A DRAINAGE WORKS - "THE JONES DRAIN"	10		E840288	JUL 24/87	70,504		70,504	70,504
		83-79-D	E840288	JUN 13/84				
CONSTRUCTION OF A DRAINAGE WORKS - "THE COLLINS DRAIN"	10	85-67-D	E851537	DEC 23/85	56,743		56,743	56,743
TOTAL					127,247		127,247	127,247

TOTAL ALL MUNICIPALITIES

58,531,010 15,754,100 42,776,910 25,800,000

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-015

To authorize the issue of sinking fund retractable term debentures in the amount of \$2,200,000 for the purposes of The Wentworth County Board of Education.

WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth (hereinafter called the "Regional Corporation") has received a request from The Wentworth County Board of Education to borrow money for the purposes set out in Column 1 of Schedule "A" annexed hereto, which schedule forms part of this by-law, and to issue sinking fund retractable term debentures for such purposes in the amounts set out in Column 9 of Schedule "A" pursuant to the provisions of section 124 of the Municipal Act, R.S.O. 1980, c. 302, as amended (hereinafter referred to as the "Municipal Act");

AND WHEREAS for such purposes it is expedient to issue sinking fund retractable term debentures on the credit of the Regional Corporation in the principal amount of \$2,200,000 pursuant to section 124 of the Municipal Act in order to provide the respective amounts set out in Column 9 of the said Schedule "A", such debentures to be payable within the term of years set out in Column 2 of the said Schedule "A", as required by the respective Orders of the Ontario Municipal Board listed in Columns 4 and 5 of the said Schedule "A" and being issued on the terms herein set forth;

NOW THEREFORE THE COUNCIL OF THE REGIONAL CORPORATION HEREBY ENACTS as follows:

1. The borrowing of the said amount of \$2,200,000 for the purposes of The Wentworth County Board of Education set out in Column 1 of Schedule "A" hereto annexed and the issue of sinking fund retractable term debentures therefor on the credit of the Regional Corporation to be repaid on

the days hereinafter fixed pursuant to Section 124 of the Municipal Act, is hereby authorized and approved.

2. The Chairman and the Treasurer of the Regional Corporation are hereby authorized to cause any number of debentures to be made for such amounts of money as may be required for the purposes aforesaid, not exceeding in total the said amount of \$2,200,000 provided such debentures are issued in denominations of \$1,000 or integral multiples thereof and the said debentures shall be sealed and signed in accordance with the provisions of the Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, c.437, as amended (hereinafter called the "Regional Act").
3. The said debentures shall be all dated the 1st day of March, 1988, shall be issued within two years after the date on which this by-law is enacted and as to both principal and interest shall be expressed and be payable in lawful money of Canada.
4. The said debentures shall be issued for a term of ten (10) years and shall mature and become due and payable on March 1, 1998 subject to an obligation on the Regional Corporation to redeem all or any of the said debentures on March 1, 1993 (hereinafter called the "Redemption Date") at the request of the registered holder thereof given to the Treasurer of the Regional Corporation at any time between November 2, 1992 to and including December 31, 1992, such request to be in writing, signed by the registered holder of each such debenture and to be sent by prepaid registered mail or delivered personally to the Treasurer of the Regional Corporation to reach him no later than December 31, 1992. If such a request is received by the Treasurer of the Regional Corporation, the debentures in respect of which such request is received shall mature and become due and payable on March 1, 1993. In the absence of such a request, the said debentures shall mature and become due and payable on March 1, 1998.

5. The said debentures shall bear interest from the date thereof, which interest shall be payable semi-annually on September 1 and March 1 in each year during their currency. If a request as described in Section 4 hereof is received by the Treasurer of the Regional Corporation, the debentures in respect of which such request has been received shall bear interest from the date thereof to the Redemption Date at the rate of nine and three-quarters percent (9 3/4%) per annum. In the absence of such a request the said debentures shall bear interest from the date thereof to the Redemption Date at the rate of nine and three-quarters percent (9 3/4%) per annum and shall bear interest commencing the day immediately following the Redemption Date to March 1, 1998 at the rate of ten percent (10%) per annum.
6. The said debentures which mature and become due and payable on March 1, 1998, shall be payable as to principal at any branch of the Bank of Montreal in Canada. The said debentures which mature and become due and payable on March 1, 1993, the Redemption Date, shall be payable as to principal at the office of the Treasurer of the Regional Corporation. The debentures shall be in fully registered form with provision for payment of interest sent by post to the registered addresses of the respective registered holders.
7. In each year of the first five years of the currency of the said debentures from March 1, 1988 to March 1, 1993 (the "First Interest Period") the amount of \$214,500 shall be payable for interest on the said debentures, in each year of the second five years of the currency of the said debentures from March 2, 1993 to March 1, 1998 (the "Second Interest Period") the amount of \$220,000 shall be payable for interest on the said debentures and in each year during the currency of the said debentures the amount of \$151,865 shall be deposited by the Treasurer of the Regional Corporation in a retirement fund which fund shall be administered in all respects in the same manner as and which shall constitute a sinking fund (hereinafter called the "Sinking Fund") to be held and invested for the payment of the principal of the said debentures as required by the provisions of the Regional Act and by the provisions of

Section 143(a) and 146 of the Municipal Act (with appropriate adjustment after March 1, 1993 for debentures redeemed under the terms hereof).

8. (1) There shall be levied and raised in each year during the currency of the said debentures from the date thereof the two amounts payable in each such year as set out in Section 7 hereof and such amounts shall be and are hereby levied against The Wentworth County Board of Education, and each year The Wentworth County Board of Education shall pay to the Regional Corporation, on or before the due dates, such yearly amount hereby levied against it for the deposit in the Sinking Fund and interest as the same severally fall due.

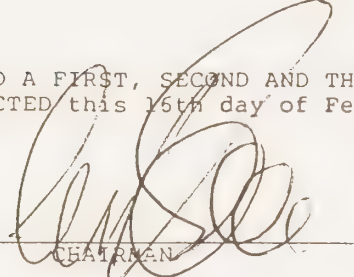
(2) To the extent that the said yearly amount of contribution and interest is not paid to the Regional Corporation by The Wentworth County Board of Education as aforesaid, the Regional Corporation shall impose a special levy, over and above all other levies, on all of the area municipalities defined in Section 1(a) of the Regional Act, at the same time and in the same manner as other levies, to pay the said yearly amount of contribution and interest.

(3) Provided however that it shall not be necessary in any year to levy more than the amount required after taking into account amounts paid by The Wentworth County Board of Education to the Regional Corporation for such purposes.

9. (1) The Chairman and the Treasurer are hereby authorized to cause the said debentures to be sold or hypothecated at such price or prices as they may determine and generally to do all things and execute all documents and other papers in the name of the Regional Corporation in order to carry out the sale or hypothecation of the said debentures contemplated by this by-law and the Treasurer is authorized to affix the seal of the Regional Corporation to all such documents and papers.

(2) The proceeds of the sale or hypothecation of the said debentures, after providing for the discount, if any, and the expenses of the negotiation and sale thereof, shall be apportioned and applied for the respective purposes set forth in column (1) of said Schedule "A" and for no other purpose except as permitted by the Regional Act.

READ A FIRST, SECOND AND THIRD time and finally PASSED AND ENACTED this 15th day of February, 1988.



CHAIRMAN

CLERK

HRD^B2HAMW:VWCORP

REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
SCHEDULE "A" TO BY-LAW NO. R88-015
THE WENTWORTH COUNTY BOARD OF EDUCATION

1	2	3	4	5	6	7	8	9
PROJECT	TERM IN YEARS	AUTHORIZING RESOLUTION	ONTARIO MUNICIPAL BOARD NUMBER	DATE	AMOUNT OF DEBENTURES AUTHORIZED	DEBENTURES ISSUED TO DATE TO DATE	OUTSTANDING AUTHORIZATION	DEBENTURES TO BE ISSUED AT THIS TIME
					\$	\$	\$	\$
CONSTRUCTION OF A NEW ELEMENTARY SCHOOL- JANET LEE	10	86-319	E861089	OCT 17/86	1,200,000		1,200,000	1,200,000
CONSTRUCTION OF HIGHLAND LEARNING RESOURCE CENTRE ADDITION	10	86-317	E861088	OCT 17/86	1,000,000		1,000,000	1,000,000
TOTAL					2,200,000		2,200,000	2,200,000



Document General

Form 4 — Land Registration Reform Act, 1984

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FOR OFFICE USE ONLY

(1) Registry ☒	Land Titles ☐	(2) Page 1 of 7 pages
(3) Property Identifier(s)	Block	Property
		Additional: See Schedule ☐
(4) Nature of Document Debenture By-law		
(5) Consideration Dollars \$		
(6) Description To authorize the issue of sinking fund retractable term debentures in the amount of \$2,200,00 for the purposes of The Wentworth County Board of Education.		
(7) This Document Contains:		(a) Redescription New Easement Plan/Sketch ☐
		(b) Schedule for: Description ☐ Additional Parties ☐ Other ☐

New Property Identifiers

Additional: See Schedule ☐

Executions

Additional: See Schedule ☐

(8) This Document provides as follows:

To issue sinking fund retractable term debentures on the credit of the Regional Corporation in the principal amount of \$2,200,000 pursuant to section 124 of the Municipal Act in order to provide the respective amounts set out in Column 9 of the said Schedule "A", such debentures to be payable within the term of years set out in Column 2 of the said Schedule "A", as required by the respective Orders of the Ontario Municipal Board listed in Columns 4 and 5 of the said Schedule "A" and being issued on the terms herein set forth in the by-law (SEE ATTACHED BY-LAW)

Continued on Schedule ☐

(9) This Document relates to Instrument number(s)

(10) Party(ies) (Set out Status or Interest)

Name(s)

Regional Municipality of

(11) Address for Service

(12) Part

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(1) Registry ☒ Land Titles ☐		(2) Page 1 of 7 pages	
(3) Property Identifier(s)		Block	Property
Additional: See Schedule ☐			
(4) Nature of Document Debenture By-law			
(5) Consideration Dollars \$			
(6) Description To authorize the issue of sinking fund retractable term debentures in the amount of \$2,200,00 for the purposes of The Wentworth County Board of Education.			
(7) This Document Contains:		(a) Redescription New Easement Plan/Sketch ☐	(b) Schedule for: Description ☐ Additional Parties ☐ Other ☐

New Property Identifiers

Additional: See Schedule ☐

Executions

Additional: See Schedule ☐

(8) This Document provides as follows:

To issue sinking fund retractable term debentures on the credit of the Regional Corporation in the principal amount of \$2,200,000 pursuant to section 124 of the Municipal Act in order to provide the respective amounts set out in Column 9 of the said Schedule "A", such debentures to be payable within the term of years set out in Column 2 of the said Schedule "A", as required by the respective Orders of the Ontario Municipal Board listed in Columns 4 and 5 of the said Schedule "A" and being issued on the terms herein set forth in the by-law (SEE ATTACHED BY-LAW)

Continued on Schedule ☐

(9) This Document relates to Instrument number(s)

(10) Party(ies) (Set out Status or Interest)

Name(s)	Signature(s)	Date of Signature Y M D		
Regional Municipality of Hamilton-Wentworth, Regional Clerk	<i>Phoe Joh</i>	1988	02	25

(11) Address for Service 119 King St. W., P.O. Box 910, Hamilton, Ontario L8N 3V9

(12) Party(ies) (Set out Status or Interest)

Name(s)	Signature(s)	Date of Signature Y M D		

(13) Address for Service

(14) Municipal Address of Property

(15) Document Prepared by:

Regional Municipality of Hamilton-Wentworth

Fees and Tax	
Registration Fee	
Total	

FOR OFFICE USE ONLY

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-016

To provide for the borrowing of the aggregate of the sums authorized by By-laws Nos. R88-014 and R88-015 and for the issuing of one series of sinking fund retractable term debentures in the amount of \$28,000,000 therefor.

WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth (hereinafter called the "Regional Corporation") on the 16th day of February, 1988 enacted and passed the following By-laws to provide for the borrowing of money by the issue of sinking fund retractable term debentures for the purposes respectively set therein, such By-laws being :

- (a) By-law No. R88-014: To authorize the issue of sinking fund retractable term debentures in the total amount of \$25,800,000. for the purposes of The Corporation of the City of Hamilton, The Corporation of the Town of Dundas and The Corporation of the Town of Flamborough, and
- (b) By-law No. R88-015: To authorize the issue of sinking fund retractable term debentures in the amount of \$2,200,000 for the purposes of The Wentworth County Board of Education,

both of which by-laws are hereinafter referred to as the "said By-laws";

AND WHEREAS the said By-laws provide that the sinking fund retractable term debentures respectively issued thereunder shall as to both principal and interest be expressed and be payable in lawful money of Canada, shall be dated the 1st day of March, 1988, shall bear interest payable semi-annually at the rates set out in Section 5 of each of the said By-laws; and the principal amount shall become due and payable on the 1st day of March, 1998 unless the respective holder of one of the said debentures exercises his option, requiring the Regional Corporation to redeem such debenture, in which case such

debentures shall be due and payable on the 1st day of March, 1993 pursuant to Section 4 of each of the said By-laws;

AND WHEREAS the said By-laws further provide that the sums therein set out shall be raised in each year during the said ten year period for the payment of interest on the said debentures and for deposit in the Sinking Fund (defined in Section 7 of each of the said By-laws) as required by the provisions of The Regional Municipality of Hamilton-Wentworth Act, as amended (hereinafter called the "Regional Act");

AND WHEREAS THE aggregate of the sums authorized by the said By-laws to be borrowed is the sum of \$28,000,000 and it is desirable to consolidate the said sums into one sum of \$28,000,000 and to issue one series of debentures therefor;

AND WHEREAS the aggregate of the amounts payable for interest and for deposit in the Sinking Fund in each year in respect of the debentures authorized by the said By-laws is respectively set out in Section 3 hereof;

NOW THEREFORE THE COUNCIL OF THE REGIONAL CORPORATION HEREBY ENACTS as follows:

1. The amounts authorized by the said By-laws to be borrowed are hereby consolidated into one sum of \$28,000,000 and sinking fund retractable term debentures shall be issued therefor in one series.
2. The Chairman and the Treasurer of the Regional Corporation are hereby authorized to cause any number of sinking fund retractable term debentures to be made for such sums of money as may be required for the purposes aforesaid, not exceeding in the whole the said sum of \$28,000,000 provided such debentures are issued in denominations of \$1,000 or integral multiples thereof and the said debentures shall be sealed and signed in accordance with the provisions of the Regional Act.
3. The said debentures shall be all dated the 1st day of March, 1988, shall be issued within two (2) years after the

date on which this by-law is enacted and as to both principal and interest shall be expressed and be payable in lawful money of Canada.

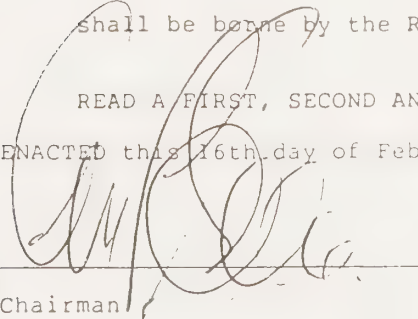
4. The said debentures shall be issued for a term of ten (10) years and shall mature and become due and payable on March 1, 1998 subject to an obligation on the Regional Corporation to redeem all or any of the said debentures on March 1, 1993 (hereinafter called the "Redemption Date") at the request of the registered holder thereof given to the Treasurer of the Regional Corporation at any time between November 2, 1992 to and including December 31, 1992, such request to be in writing, signed by the registered holder of each such debenture and to be sent by prepaid registered mail or delivered personally to the Treasurer of the Regional Corporation to reach him no later than December 31, 1992. If such a request is received by the Treasurer of the Regional Corporation, the debentures in respect of which such request is received shall mature and become due and payable on March 1, 1993. In the absence of such a request the said debentures shall mature and become due and payable on March 1, 1998.
5. The said debentures shall bear interest from the date thereof, which interest shall be payable semi-annually on September 1 and March 1 in each year during their currency. If a request as described in Section 4 hereof is received by the Treasurer of the Regional Corporation, the debentures in respect of which such request has been received shall bear interest from the date thereof to the Redemption Date at the rate of nine and three-quarters percent ($9 \frac{3}{4}\%$) per annum. If no request as described in Section 4 hereof is received by the Treasurer of the Regional Corporation, the debentures in respect of which no such request has been received shall bear interest from the date thereof to the Redemption Date at the rate of nine and three-quarters percent ($9 \frac{3}{4}\%$) per annum and shall bear interest commencing the day immediately following the

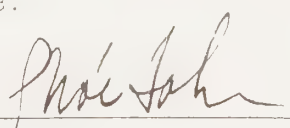
do all things and execute all documents and other papers in the name of the Regional Corporation in order to carry out the sale or hypothecation of the said debentures contemplated by this by-law and the Treasurer is authorized to affix the seal of the Regional Corporation to all such documents and papers.

(2) The proceeds of the sale or hypothecation of the said debentures, after providing for the discount, if any, and the expenses of the negotiation and sale thereof, shall be apportioned and applied for the respective purposes set forth in column (1) of the respective Schedules "A" to the said By-laws for the purposes of The Corporation of the City of Hamilton, The Corporation of the Town of Dundas, The Corporation of the Town of Flamborough and The Wentworth County Board of Education and for no other purposes except as permitted by the Regional Act.

9. The holder of any of the said debentures of the denomination of more than \$1,000.00 issued under the authority of this by-law may exchange such debenture for debentures of the denomination of \$1,000.00 or multiples thereof upon surrender of such debenture to the Treasurer of the Regional Corporation. Debentures issued in substitution for any such debenture surrendered shall aggregate the same principal amount as the debenture surrendered, bear the same interest rate and maturity date and be the same in every respect except in denomination to such debenture surrendered. The cost of all such exchanges including printing of the new denominations of debentures shall be borne by the Regional Corporation.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED AND ENACTED this 16th day of February, 1988.


Chairman


Clerk

Certified true copy

Redemption Date to March 1, 1998 at the rate of ten percent (10%) per annum.

6. The said debentures which mature and become due and payable on March 1, 1998, shall be payable as to principal at any branch of the Bank of Montreal in Canada. The said debentures which mature and become due and payable on March 1, 1993, the Redemption Date, shall be payable as to principal at the office of the Treasurer of the Regional Corporation. The debentures shall be in fully registered form with provision for payment of interest sent by post to the registered addresses of the respective registered holders.
7. In each of the first five years of the currency of the said debentures from March 1, 1988 to March 1, 1993 (the "First Interest Period") the amount of \$2,730,000 shall be payable for interest on the said debentures, in each of the second five years of the currency of the said debentures from March 2, 1993 to March 1, 1998 (the "Second Interest Period") the amount of \$2,800,000 shall be payable for interest on the said debentures and in each year during the currency of the said debentures the amount of \$1,932,826 shall be deposited by the Treasurer of the Regional Corporation in a retirement fund which fund shall be administered in all respects in the same manner as and which shall constitute a sinking fund (hereinafter called the "Sinking Fund") to be held and invested for the payment of the principal of the said debentures as required by the provisions of the Regional Act and by the provisions of Section 143(a) and 146 of the Municipal Act (with appropriate adjustment after March 1, 1993 for debentures redeemed under the terms hereof) and in each such year during the currency of the said debentures, from the date of such debentures, the amount required to pay the said two amounts (for interest and for deposit in the Sinking Fund) shall be and are hereby raised, such aforesaid sums being equal to the aggregate of the sums payable for interest and for deposit in the Sinking Fund respectively in each year under the said By-laws.
8. (1) The Chairman and the Treasurer are hereby authorized to cause the said debentures to be sold or hypothecated at such price or prices as they may determine and generally to

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-036

To amend By-law No. R88-016

WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth (hereinafter called the "Regional Corporation") on February 16, 1988 passed By-law No. R88-014 to authorize the issue of sinking fund retractable term debentures in the amount of \$25,800,000 for the purposes of The Corporation of the City of Hamilton ("Hamilton"), The Corporation of the Town of Dundas ("Dundas") and The Corporation of the Town of Flamborough ("Flamborough");

AND WHEREAS Section 8 of said By-law No. R88-014, which, among other things, sets out the amount for interest and the amount for deposit in the Sinking Fund to be levied against Hamilton, Dundas and Flamborough respectively in each year of the currency of the sinking fund retractable term debentures authorized by By-law No. R88-014 and as well sets out the total amount to be deposited in the Sinking Fund in each such year. Section 8 of said By-law No. 88-014 does not however set out the correct amounts to be levied against Dundas and Flamborough or the correct total under the heading "Sinking Fund Deposit" and the Council of the Regional Corporation has accordingly had to amend By-law No. R88-014 so that the correct amounts to be levied against Dundas and Flamborough and the correct total under the heading "Sinking Fund Deposit" are set out therein;

AND WHEREAS the Council of the Regional Corporation on February 16, 1988 passed By-law No. R88-016 which provides for the borrowing of the aggregate of the sums authorized by By-laws Nos. R88-014 and R88-015 and for the issuing of one series of sinking fund retractable term debentures in the amount of \$28,000,000 therefor;

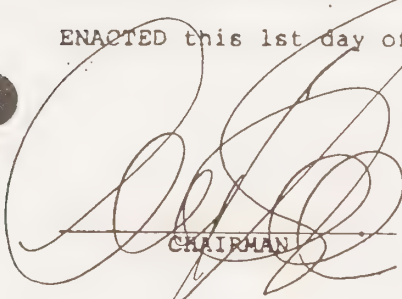
AND WHEREAS By-law No. R88-014 has been amended and By-law No. R88-016 refers to By-law No. R88-014, By-law No. R88-016 should be amended to refer to the amended By-law No. R88-014.

NOW THEREFORE THE COUNCIL OF THE REGIONAL CORPORATION HEREBY ENACTS as follows:

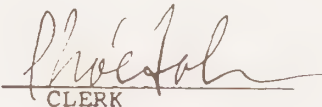
Paragraph (a) of the first recital of By-law No. R88-016 is hereby deleted and the following substituted therefor:

(a) By-law No. R88-014, as amended: To authorize the issue of sinking fund retractable term debentures in the total amount of \$25,800,000 for the purposes of The Corporation of the City of Hamilton, The Corporation of the Town of Dundas and The Corporation of the Town of Flamborough, and

READ A FIRST, SECOND AND THIRD time and finally PASSED AND ENACTED this 1st day of March, 1988.



CHAIRMAN



CLERK

HRD^B5HAMWE:VWCORP

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(1) Registry ☒Land Titles ☐

(2) Page 1 of 36 pages

(3) Property
Identifier(s)

Block

Property

Additional
See
Schedule ☐

(4) Nature of Document

Debenture By-law

(5) Consideration

Dollars \$

(6) Description

To provide for the borrowing of the aggregate of the sums authorized by By-laws Nos. R88-014 and R88-015 and for the issuing of one series of sinking fund retractable term debentures in the amount of \$28,000,000 therefor.

New Property Identifiers

Additional:
See
Schedule ☐

Executions

Additional:
See
Schedule ☐(7) This
Document
Contains:(a) Redescription
New Easement
Plan/Sketch ☐

(b) Schedule for:

Description ☐Additional
Parties ☐Other ☐

(8) This Document provides as follows:

To provide for the borrowing of money by the issue of sinking fund retractable term debentures for the purposes respectively set therein, such By-laws being:

- (a) By-law No. R88-014: To authorize the issue of sinking fund retractable term debentures in the total amount of \$25,800,000. for the purposes of The Corporation of the City of Hamilton, The Corporation of The Town of Dundas and the Corporation of The Town of Flamorough, and
- (b) By-law No. R88-015: To authorize the issue of sinking fund retractable term debentures in the amount of \$2,200,000 for the purposes of The Wentworth County Board of Education, set forth in the By-law (SEE ATTACHED BY-LAW)

Continued on Schedule ☐

(9) This Document relates to instrument number(s)

(10) Party(ies) (Set out Status or Interest)

Name(s)

Signature(s)

Date of Signature

Y M D
1988 02 25

Regional Municipality of Hamilton-Wentworth, Regional Clerk

(11) Address
for Service

119 King St. W., P.O. Box 910, Hamilton, Ontario L8N 3V9

(12) Party(ies) (Set out Status or Interest)

Name(s)

Signature(s)

Date of Signature
Y M D(13) Address
for Service

(14) Municipal Address of Property

(15) Document Prepared by:

Regional Municipality of
Hamilton-Wentworth

FOR OFFICE USE ONLY

Fees and Tax

Registration Fee

Total

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-017

A BY-LAW TO AMEND BY-LAW NO. 87-024
(Residential Development Charge Policy)

WHEREAS The Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, c. 437, as amended, s. 5 states that the powers of the Regional Corporation shall be exercised by the Regional Council by by-law, except where otherwise provided;

AND WHEREAS By-Law 87-024 established certain dates upon which the Residential Development Charge was to take affect, and the rates to be applied on the dates;

AND WHEREAS the Development Charge is to be increased on March 18, 1988 in accordance with By-law 87-024;

NOW THEREFORE, the Council of the Regional Municipality of Hamilton-Wentworth hereby enacts as follows:

1. THAT Council does confirm, ratify and adopt the following amendment to By-law 87-024:

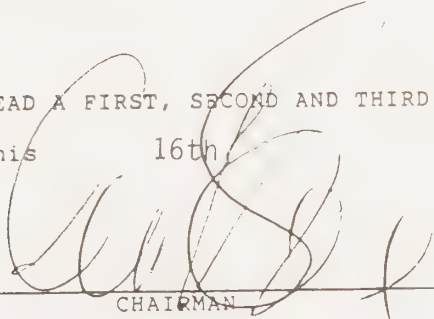
Developers be granted an extension up to May 1, 1988, for the payment of Regional development charge, at the December 1987 rate for new plans of subdivision, provided that the following requirements have been satisfied:

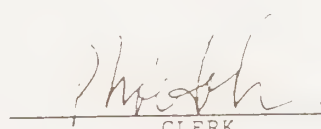
- (a) All required engineering plans and related design information, engineering schedules for the cost of services, and Final Survey Plans have been submitted prior to February 1, 1988, and
- (b) All related easement reference plans, reduced survey plans, related documents and information required to complete the Regional subdivision agreements have been submitted prior to March 1, 1988, and
- (c) Developers execute the Regional subdivision agreement and satisfy the financial requirements of the agreement prior to May 1, 1988.

Where Developers have received the completed Regional subdivision agreement prior to March 1, 1988, no extension to the phase-in lot levy rate be granted.

THAT the Regional Clerk be and is hereby directed to promulgate this By-law in accordance with Section 137 of the Municipal Act, R.S.O. 1980, c. 302.

READ A FIRST, SECOND AND THIRD TIME and FINALLY PASSED and ENACTED
this 16th day of February 88


CHAIRMAN


CLERK

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-018

being a By-law to amend Regional By-law R76-137 as amended, and to impose special charges on certain residential buildings to be erected or enlarged and that impose or may impose a heavy load on the water and sanitary sewer systems of the Regional Municipality of Hamilton-Wentworth.

WHEREAS Regional By-law R76-137 was passed on the 7th day of September, 1976 and provided for the imposition of special rates on certain residential and non-residential buildings imposing a heavy load on the Regional Water and Sanitary sewer systems, and

WHEREAS it is advisable that Regional By-law R76-137 as amended by Regional By-law R77-117, and further amended by Regional By-law R79-067 be further amended;

NOW THEREFORE the Council of the Regional Municipality of Hamilton-Wentworth enacts as follows:

1. That Section 1 of By-law R76-137 is amended by the addition of the following:

(aa) "apartment" means a dwelling unit in a building consisting of more than four dwelling units, which units have a common entrance from the street level, and where the occupants have the right to use in common hall, stairs, yards and accessory buildings.

(1) "townhouse" means a dwelling unit in a building consisting of more than two dwelling units divided vertically with common walls between adjacent dwelling units, and where each unit has one or more separate entrances.

2. That By-law R76-137, Section 5, be repealed and that the following be substituted:

5. The special charge or charges shall be as set out in Schedule "B" to this By-law.

3. That section 113 of By-law R76-137 be repealed and that the following be substituted:

13. Schedule "A" and Schedule "B" to this By-law form part of this By-law.

4. That Schedule "A" to By-law R76-137 and Schedule "A" to By-law R77-117 are repealed and the lands described in Schedule "A" attached to this By-law shall be inserted therefore.

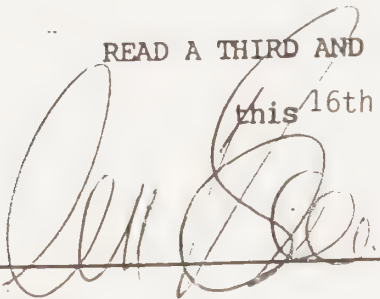
5. This By-law is subject to the approval of the Ontario Municipal Board.

6. Subject to the approval of the Ontario Municipal Board, this By-law shall come into force and take effect upon third and final reading.

7. The Regional Clerk is hereby directed to apply to the Ontario Municipal Board for approval of this By-law and to advertise this By-law in accordance with the directions of the Ontario Municipal Board.

READ A FIRST AND SECOND TIME THIS 16th day of February, 1988.

READ A THIRD AND FINAL TIME and finally passed and enacted
this 16th day of February, 1988.


CHAIRMAN


CLERK

REGIONAL URBAN SERVICE AREA DESCRIPTIONFirstly

In the Town of Dundas, Town of Ancaster, Township of Glanbrook, City of Hamilton and City of Stoney Creek described as follows:

Commencing at the intersection of the centreline of Jones Road (road allowance between Lots 12 and 13, Township of Saltfleet) and the shoreline of Lake Ontario.

Thence southerly along the centreline of Jones Road to its intersection with the centreline of the Queen Elizabeth Way.

Thence easterly along the centreline of the Queen Elizabeth Way to its intersection with the southerly production of the centreline of the Service Road to Campview Road.

Thence northerly to and along the centreline of the Service Road to its intersection with the centreline of Campview Road.

Thence westerly along the centreline of Campview Road and its westerly production to its intersection with the eastern limit of the lands of the Ministry of Government Services of Ontario, said intersection being distant twenty-seven metres (27^m) measured westerly along the said westerly produced centreline from the western limit of Campview Road.

Thence northerly along the said eastern limit of the lands of the Ministry of Government Services of Ontario to the southern shoreline of Lake Ontario.

Thence easterly along the Lakeshore to its intersection with the northerly production of the easterly limit of Registered Plan 662 on the east side of Crennora Boulevard.

Thence southerly to and along the eastern limit of Registered Plan 662 to the south-east corner of Lot 5, Registered Plan 662.

Thence easterly fifty-one (51^m) metres to a point.

Thence southerly eighty-six metres (86^m) more or less to the centreline of Base Line Road.

Thence easterly along the centreline of the said Base Line Road distant fifty metres (50^m) to a point.

Thence southerly to the centreline of the Queen Elizabeth Way.

Thence westerly along the centreline of the Queen Elizabeth Way to its intersection with the centreline of Winona Road.

Thence southerly along the centreline of Winona Road to a point distant one hundred and twenty metres (120^m) north of the centreline of Barton Street.

Thence easterly fifty metres (50^m) to a point.

Thence southerly one hundred and twenty metres (120^m) to the centreline of Barton Street.

Thence easterly along the centre line of Barton Street to a point distant one hundred and sixty-one metres (161^m) west of the centre line of Fifty Road.

Thence southerly parallel with the said centre line of Fifty Road to a point distant sixty metres (60^m) south of the south limit of Highway No. 8.

Thence westerly to a point in the east and west halves lot line of Lot 4, Concession 2, in the geographic Township of Saltfleet distant eighty-five metres (85^m) south of the southern limit of Highway No. 8.

Thence westerly parallel with the southern limit of Highway No. 8 to a point distant sixty-eight metres (68^m) east of the east limit of Winona Road.

Thence southerly parallel with the east limit of Winona Road to its intersection with the easterly production of the southern limit of Lorado Drive, Registered Plan No. 1042.

Thence to and along the south limit of Lorado Drive to the eastern limit of Winona Road, being the north west corner of Lot 22, Registered Plan 1042.

Thence westerly to the south west corner of the east half of Lot 6, Concession 2, geographic Township of Saltfleet.

Thence northerly along the west limit of the said east half to its intersection with the centreline of Highway No. 8.

Thence westerly along the centreline of Highway No. 8 a distance of forty-seven metres (47^m) to a point.

Thence northerly parallel with Lewis Road to a point distant fifty-nine metres (59^m) north of the north limit of Highway No. 8

Thence easterly parallel with the north limit of Highway No. 8 to its intersection with the eastern limit of Lot 6, Concession 2, geographic Township of Saltfleet.

Thence northerly along the last mentioned limit and its northerly production of its intersection with the centre line of Barton Street.

Thence westerly along the centreline of Barton Street to its intersection with the centreline of Fruitland Road.

Thence southerly along the centreline of Fruitland Road and its southerly production to the top of the escarpment.

Thence westerly along the top of the escarpment to the centreline of Highway No. 20.

Thence southerly along the centreline of Highway 20 to the centreline of Highway 53.

Thence westerly along the centreline of Highway No. 53 to its intersection with the centreline of Trinity Church Road.

Thence southerly along the centreline of Trinity Church Road to its intersection with the easterly production of the line between the north and south halves of Lot 16, Concession 2, geographic Township of Glanford.

Thence westerly along the line between the north and south halves of Lot 16 and Lot 15 to the division line between the east and west halves of Lot 15, Concession 2.

Thence southerly along the line between the east and west halves of Lot 15 to the centreline of Dickenson Road.

Thence westerly along the centreline of Dickenson Road to its intersection with the southerly production of the westerly limit of the Ontario Hydro Corridor in Lot 13, Concession 2, geographic Township of Glanford.

Thence northerly along the western limit of the Ontario Hydro Corridor to the centreline of Twenty Road.

Thence westerly along the centreline of Twenty Road to its intersection with the southerly production of the division line between Lots 13 and 12, Concession 1, geographic Township of Glanford.

Thence northerly along the line between Lots 12 and 13 Concession 1, geographic Township of Glanford to the limit between the City of Hamilton and the Township of Glanbrook.

Thence westerly along the limits between the City of Hamilton and the Township of Glanbrook to its intersection with the line between Lots 7 and 8, Concession 1, geographic Township of Glanford.

Thence southerly along the line between Lots 7 and 8, Concession 1, geographic Township of Glanford, and its southerly production to the centreline of Twenty Road.

Thence westerly along the centreline of Twenty Road to its intersection with the northerly production of the eastern limit of Registered Plan 1089.

Thence southerly, westerly and northerly along the limits of Registered Plan 1089 and its northerly production to its intersection with the centreline of Twenty Road.

Thence westerly along the centreline of Twenty Road to its intersection with the centreline of Highway No. 6.

Thence southerly along the centreline of Highway No. 6 to its intersection with the centreline of Dickenson Road.

Thence easterly along the centreline of Dickenson Road to a point distant seventy-six point two metres (76.2m) east of the eastern limit of Highway No. 6.

Thence southerly parallel with the said eastern limit of Highway No. 6 to the south east corner of Lot 1, Registrar's Compiled Plan No. 1485.

Thence westerly along the southern limit of the said Lot 1 and its westerly production to the centreline of Highway No. 6.

Thence southerly along the centreline of Highway No. 6 to a point distant one hundred and ninety-nine metres (199m) south of the south limit of Strathearne Place in Lot 5, Concession 5, geographic Township of Glanford.

Thence westerly in a straight line perpendicular to Highway No. 6 to its intersection with the north limit of the Interprovincial Pipeline Easement.

Thence westerly along the north limit of the said easement to its intersection with the line between the east and west halves of Lot 4, Concession 5, geographic Township of Glanford.

Thence northerly along the said half lot line and its northerly production to the centreline of Airport Road.

Thence easterly along the centreline of Airport Road to its intersection with the southerly production of the eastern limit of "Hamilton Civic Airport".

Thence northerly to and along the eastern limits of the said airport and its northerly production to the centreline of Dickenson Road.

Thence westerly along the centreline of Dickenson Road to its intersection with the southerly production of the line between Lots 4 and 5, Concession 2, Township of Glanford.

Thence northerly along the said lot line and its northerly production to its intersection with the centreline of Twenty Road.

Thence westerly along the centreline of Twenty Road to its intersection with the centreline of Glancaster Road.

Thence northerly along the centreline of Glancaster Road to its intersection with the centreline of Highway No. 53.

Thence westerly along the centreline of Highway No. 53 to its intersection with the centreline of Southcote Road.

Thence northerly along the centreline of Southcote Road to the easterly production of the southern limit of Registered Plan 992.

Thence westerly to and along the southern limit of Registered Plan 992 to the line between Township Lots 46 and 47, Concession 3, geographic Township of Ancaster.

Thence northerly along the said lot line to its intersection with the centreline of Highway 403.

Thence westerly along the centreline of Highway No. 403 to the line between Township Lots 44 and 45, Concession 3, Township of Ancaster.

Thence southerly along the line between Lots 44 and 45, Concession 3, Township of Ancaster to the centreline of Highway No. 53.

Thence westerly along the centreline of Highway No. 53 to the centreline of Fiddler's Green Road.

Thence northerly along the centreline of Fiddler's Green Road to the centreline of Highway No. 403.

Thence westerly along the centreline of Highway No. 403 to its intersection with the centreline of Highway No. 2

Thence easterly along the centreline of Highway No. 2 to its intersection with the southerly production of the western limit of Lot 39, Concession 3, geographic Township of Ancaster.

Thence northerly to and along the said western limit of Lot 39 to its intersection with the westerly production with the southern limit of the lands owned by Wentworth Board of Education and occupied by Ancaster High School.

Thence to and along the last mentioned limit to the south east corner thereof, being a point in the western limit of Taylor Road and Registered Plan No. 793.

Thence northerly along the western limit of Registered Plan 793 to the centre line of Jerseyville Road.

Thence easterly along the centreline of Jerseyville Road to its intersection with the southerly production of the western limit of Registered Plan 783.

Thence northerly to and along the said western limit of Registered Plan 783 to its intersection with Registered Plan 1076, being the south east corner of Lot 18, Registered Plan 1076.

Thence westerly and northerly along the southern and western limits of Registered Plan 1076 to its intersection with Registered Plan M-295, being the south east corner of Lot 1, Plan M-295.

Thence westerly, northerly and easterly following the southern and northern limits of Registered Plan M-295 to the north east corner of Lot 28, Plan M-295.

Thence southerly along the eastern limits of Plan M-295, Registered Plan 1076 to the most north westerly corner of Lot 36, Registered Plan 62M-525.

Thence easterly along the northern limits of Plan 62M-525 to its intersection with the centreline of Sulphur Springs Road.

Thence easterly in a straight line to the intersection of the centreline of Ontario Street and the centreline of Old Dundas Road.

Thence southerly along the centreline of Old Dundas Road to its intersection with the centreline of Wilson Street.

Thence northeasterly along the centreline of Wilson Street to its intersection with the westerly production of the northerly limit of Registered Plan 769.

Thence easterly, southerly and westerly along the northern, eastern and southern limits of Registered Plan 769 to the most southerly corner of Lot 147, Registered Plan 769.

Thence southerly in a straight line to the northerly limit of Limekiln Road.

Thence easterly in a straight line to the northeast corner of Block 11, Registered Plan 62M-380.

Thence northeasterly in a straight line to the northwest corner of Lot 61, draft plan of subdivision Falling Brook Estates.

Thence easterly along the line between Lots 61 and 62 and between Lots 21 and 22 and along the northern limits of Lots 24, 25, 26, 27, 28, 29 and 30, Falling Brook Estates, being a draft plan of subdivision to the northeast corner of lot 30.

Thence easterly in a straight line and on a course of N 76° 30' E to its intersection at the centreline of Highway No. 403.

Thence northerly following the centreline of Highway 403 to its intersection with the western limit of the City of Hamilton.

Thence westerly and northerly along the western limits of the City of Hamilton to its intersection with the southerly limit of the Town of Dundas.

Thence westerly and northerly along the limits of the Town of Dundas and the northerly production of the division line between Township Lots 43 and 44 in the Township of Ancaster to its intersection with the centreline of Governor's Road.

Thence easterly along the centreline of Governor's Road to its intersection with the southerly production of the line between Township Lots 8 and 9, Concession 1, geographic Township of West Flamborough.

Thence northerly to and along the said line between Lots 8 and 9, Concession 1, geographic Township of West Flamborough to its intersection with the northerly limit of the Town of Dundas.

Thence easterly along the north limits of the Town of Dundas to its intersection with the line between Lots 20 and 21, Concession 1, geographic Township of West Flamborough.

Thence southerly along the said line between Lots 20 and 21, Concession 1, to its intersection with the centreline of Olympic Drive.

Thence southerly along the centreline of Olympic Drive to its intersection with the centreline of Cootes Drive.

Thence easterly along the centreline of Cootes Drive to its intersection with the southerly limit of the lands of the Royal Botanical Garden.

Thence easterly along the the southern limits of the said lands on all its courses to a point in the western limit of Longwood Road North in the City of Hamilton, being the north east corner of Lot 21, Registrar's Compiled Plan 1476.

Thence north and north easterly along the western limit of longwood Road to its intersection with the northern limit of Macklin Street.

Thence easterly along the said limit of Macklin Street and its easterly production to its intersection with the western limit of Highway No. 403.

Thence southerly along the west limit of Highway No. 403 to its intersection with the centreline of King Street West.

Thence easterly along the centreline of King Street West to its intersection with the eastern limit of the lands of the Canadian Pacific Railway.

Thence northerly along the east limit of the land of the CP Railway to its intersection with the westerly production of the north limit of Jones Street.

Thence easterly to and along the north limit of Jones Street and the south limits of the lands of the City of Hamilton to a point distant eighty-five metres (85m) north-west of the intersection of the north limit of York Boulevard and the west limit of Inchbury Street.

Thence northeasterly along the east limit of the lands of the City of Hamilton and its northerly production to its intersection with the Hamilton Harbour.

Thence easterly and northerly along the south and east limits of Hamilton Harbour to the centreline of the Burlington ship canal

Thence north easterly along the centreline of the Burlington ship canal to its intersection with the southern limit of Lake Ontario.

Thence easterly along the southern limit of Lake Ontario to the point of commencement.

Secondly

In the Town of Flamborough described as follows:

Commencing at the intersection of the centreline of Highway No. 6 and centreline of the road allowance between Concessions 2 and 3, geographic Township of East Flamborough.

Thence westerly perpendicular to the centreline of said Highway No. 6 to its intersection with the centreline of the Road Allowance between Concessions 2 and 3, in the geographic Township of West flamborough.

Thence westerly along the centreline of the said road allowance to its intersection with the centreline of South Drive.

Thence northerly along the centreline of South Drive to its intersection with the centreline of Highway 5.

Thence westerly along the centreline of Highway No. 5 to its intersection with the division line between Lots 22 and 23, Concession 3, geographic Township of West Flamborough.

Thence northerly along the last mentioned lot line to the north west corner of the south half of Lot 23, Concession 3, geographic Township of West Flamborough.

Thence easterly along the northern limit of said south half of Lot 23, Concession 3 to the north east angle thereof.

Thence easterly in a straight line to the south west corner of Lot 11, Registered Plan 1021.

Thence easterly along the southern limit of Lots 11, 10, 9, 8 and 7, Registered Plan 1021 and their north easterly production to its intersection with the centreline of Highway No. 6.

Thence north west along the centreline of Highway 6 to its intersection with the centreline of Parkside Drive.

Thence northeasterly along the centreline of said Parkside Drive to its intersection with the southeasterly production of the division line between Lots 9 and 8 of Concession 4, in the geographic Township of East Flamborough.

Thence northwesterly to and along the last mentioned limit seventy eight point three three metres (78.33m) to a point.

Thence northeasterly parallel with Parkside Drive to a point distant thirty-eight point one metres (38.1^m) west of the western limit of Centre Road.

Thence northwesterly perpendicular to Parkside Drive a distance of one hundred and thirty metres (130^m) to a point.

Thence northeasterly parallel with Parkside Drive to its intersection with the centreline of Centre Road.

Thence northwesterly along the centreline of Centre Road to its intersection with the southwesterly production of the northwestern limit of Registered Plan 1310.

Thence to and along the northwestern and northeastern limits of Registered Plan 1310 and the north eastern limit of Registered Plan 1261 to the most westerly corner of Plan M-270.

Thence northeasterly along the northwestern limit of said plan M-270 to the most northerly corner thereof.

Thence southeasterly along the northeastern limit of said plan M-270 to a point distant forty metres (40^m) northwest of the northwestern limit of Parkside Drive.

Thence northeasterly parallel with Parkside Drive to its intersection with the centreline of the Ontario Hydro Corridor in Lot 6, Concession 4, geographic Township of East Flamborough.

Thence southeasterly along the said centreline of the Ontario Hydro Corridor to its intersection with the southerly production of the western limit of Registered Plan M-371.

Thence northerly and easterly to and along the western and northern limits of Registered Plan M-371 and its southwesterly production to its intersection with the centreline of Highway No. 5.

Thence southwesterly along the centreline of Highway No. 5 to its intersection with the division line between Lots 5 and 6, Concession 3 in the geographic Township of East Flamborough.

Thence southeasterly along the last mentioned lot line to the southeast corner of Lot 6, Concession 3, geographic Township of East Flamborough.

Thence southwesterly along the northwest limit of Mountain Brow Road East to the most southerly corner of Registered Plan M-318.

Thence northwesterly along the southwestern limits of Registered Plan M-318 to the most westerly corner thereof.

Thence northwesterly along the division line between Lots 5 and 6, Concession 3 to the southeastern limit of George Street.

Thence westerly along the southeastern limit of George Street and its south westerly production to its intersection with the centreline of the Canadian Pacific Railway.

Thence southerly along the centreline of the Canadian Pacific Railway to its intersection with the southeasterly production of the south west limit of Registered Plan M-232.

Thence to and along the southwestern limits of Registered Plans M-232, M-334 and the southeasterly limit of Registered Plan 894 and 1223 to the most southerly corner of Registered Plan 1223.

Thence southwesterly in a straight line to the most easterly corner of Rockcliffe Road, Registered Plan 953.

Thence southwesterly along the southeastern limits of Registered Plans 953, 1412 and 777 to the most southerly corner of Registered Plan 777.

Thence westerly in a straight line to a point in the division line between Lots 11 and 12, Concession 3, geographic Township of East Flamborough, distant three hundred and eighty metres (380m) south of the south limit of Highway No. 5.

Thence westerly in a straight line perpendicular to the last mentioned lot line to its intersection with the division line between Lots 12 and 13, Concession 3, geographic Township of East Flamborough.

Thence southeasterly along the last mentioned division line to its intersection with the centreline of the road allowance between Concessions 2 and 3.

Thence westerly along the centreline of the road allowance to the place of commencement.

Thirdly

Those lands in the Town of Ancaster known as the Ancaster Industrial Business Park which may be more particularly described as follows:

Commencing at the intersection of the centreline of Highway 53 and Shaver Road.

Thence southerly along the centreline of Shaver Road to its intersection with the north limit of the lands of Ontario Hydro.

Thence westerly along the north limits of the lands of Ontario Hydro and its westerly production to its intersection with the centreline of Trinity road.

Thence northerly along the centreline of Trinity Road to its intersection with the centreline of Highway No. 2.

Thence easterly along the centreline of Highway 2 to a line drawn parallel distant seventy-six point two metres (76.2^m) west and at right angles to the eastern limit of Lot 32, Concession 3 in the geographic Township of Ancaster.

Thence northerly along the last mentioned parallel line a distance of two hundred and twenty nine metres (229^m) to a point.

Thence easterly in a straight line to the intersection of the east and west halves lot line of Lot 35, Concession 3 and the Bell Telephone Easement.

Thence easterly in a straight line to a point in the centreline of Shaver Road distant twenty-three metres (23^m) north of the north limit of Highway No. 2.

Thence southerly along the centreline of Shaver Road to the point of commencement.



Ontario Land Surveyor

SPECIAL CHARGES IMPOSED BY BY-LAW R76-137 AS AMENDED

1. The special charge or charges payable to the Regional Municipality of Hamilton-Wentworth by the owner of a building pursuant to section 2 of this By-law shall be as set forth below for each and every unit, indexed as provided in Section II.

	<u>Hamilton</u>	<u>Dundas</u>	<u>Flamborough</u>	<u>Stoney Creek</u>	<u>Glanbrook</u>
Townhouses	\$ 827.00	\$ 404.00	\$ 404.00	\$ 404.00	\$ 404.00
1 Bedroom or Bachelor Apartment Units	318.00	156.00	156.00	156.00	156.00
2 Bedroom or or Bachelor Apartment Units	583.00	284.00	284.00	284.00	284.00

II. The amount of each charge shall be adjusted annually on December 1st using 1986 as a base year and applying the Southam Construction Cost-Index for Ontario.

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-019

TO PROVIDE FOR

1. THE CONSTRUCTION OF WATER SERVICE CONNECTIONS AS DESCRIBED IN SCHEDULE "A" HERETO ON BARTON STREET FROM MILLEN ROAD TO DEWITT ROAD, IN THE CITY OF STONEY CREEK.
2. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON PARTICULAR LOTS TO BE SERVED BY THE SAID WATER SERVICE CONNECTIONS.

WHEREAS the Council of the Regional Municipality of Hamilton-Wentworth (here and after called the "Region") in adopting on the 17th day of June , 1986, Clause 7 of the 12-86 Report of the Engineering Services Committee authorized the construction of water service connections on Barton Street from Millen Road to Dewitt Road, in the City of Stoney Creek as a local improvement under Section 12 and 3 respectively of the Local Improvement Act, R.S.O. 1980, c.250.

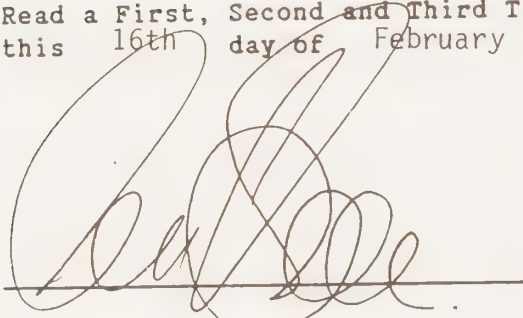
NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. That the construction of the said water service connections at an estimated cost of \$12,600.00 is hereby authorized.
2. THAT the share of the estimated cost of the described water service connections be specially assessed upon the particular lots to be served.
- 3.(a) THAT the cost of the works described in Section 1 hereof are to be financed from special assessments, subsidies, monies received from any other source, and by the issue and sale of debentures of The Region in the amount of \$12,600.00 which are to be authorized by a subsequent by-law or by-laws and which are to be repayable over a term of not more than 15 years.

(b) THAT pending the sale of debentures referred to in sub-section (a) of this Section and the receipt of special assessments, subsidies, or monies from any other source, the Chairman and the Treasurer of The Region may borrow money not exceeding \$12,600.00 for the purpose described in Section 1 hereof.

- 3.(c) THAT the sum or sums of money borrowed pursuant to sub-section (b) of this section are to be repaid out of the special assessments, subsidies received, monies received from any other source and the proceeds of the sale of debentures of The Region.
4. THAT notwithstanding the provisions of this by-law the amount to be debentured pursuant to the provision hereof is not to exceed the net cost to The Region after deducting any special assessments, subsidies or contributions from the Province of Ontario or from any other source in respect of the undertaking described in Section 1 hereof.
5. THAT the proper officials of The Region are hereby authorized and directed to do all things necessary to carry-out the terms of this by-law except that no contract for the construction of the described works is to be entered into without the approval of the Council of the Regional Municipality of Hamilton-Wentworth.
6. THAT schedule "A" forms part of this by-law..

Read a First, Second and Third Time and Finally Passed and Enacted
this 16th day of February 1988.


CHAIRMAN
CLERK

Approved
as to form
Regional
Solicitor

SCHEDULE "A"

TO BY-LAW NO. R88-019

<u>DESCRIPTION</u>	<u>COST PER CONNECTION</u>	<u>TOTAL COST</u>	<u>REGION'S SHARE OF COST</u>	<u>OWNER'S SHARE OF COST</u>
Water Service connections on Barton Street from Millen Road to Dewitt Road, in the City of Stoney Creek	\$700.00	\$12,600.00	\$5,600.00	\$7,000.00

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTHBY-LAW NO. R88-020BY-LAW NO. R76-144 TO REGULATE TRAFFIC

WHEREAS Section 36(1) of the Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980 CH. 437 as amended, confers upon the Regional Municipality of Hamilton-Wentworth, with respect to the roads in the Regional Road System and the regulation of traffic thereon, all the powers conferred upon the council or corporation of a city by the Municipal Act, the Highway Traffic Act and any other Act with respect to highways; and

WHEREAS Section 210(117) of the Municipal Act, R.S.O. 1980, Chapter 302, as amended, confers upon the councils of the local municipalities the power to pass by-laws for regulating traffic on highways subject to the Highway Traffic Act; and

WHEREAS Section 315(7) of the said Municipal Act confers upon the councils of all municipalities the power to pass by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic; and

WHEREAS it is deemed advisable that the regulations pertaining to traffic on certain highways under the jurisdiction of the Regional Municipality of Hamilton-Wentworth be amended;

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. Schedule 17 (Parking Meter Locations) of By-law R76-144 To Regulate Traffic passed and enacted on the 7th day of September 1976 is hereby amended by adding to Section 2 (Two Hour Limit) the following item, namely:-

"Barton	South	Cavell to Glendale".
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2. Schedule 20 (No Parking Areas) of the said By-law is hereby amended by adding to Section A (No Parking Anytime) the following item, namely:-

"King	North	from a point 50 feet west of Sanford to a point 41 feet westerly therefrom".
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3. Schedule 23 (No Stopping Areas) of the said By-law is hereby amended by adding to Section A (No Stopping Anytime) the following item, namely:-

"Wentworth	East	from a point 104 feet south of Nightingale to a point 62 feet southerly therefrom".
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4. Schedule 26 (Designated Traffic Lanes) of the said By-law is hereby amended by adding thereto the following item, namely:-

"Concession	100 feet west of Upper Gage and Upper Gage	South curb lane	Anytime	Easterly to Southerly".
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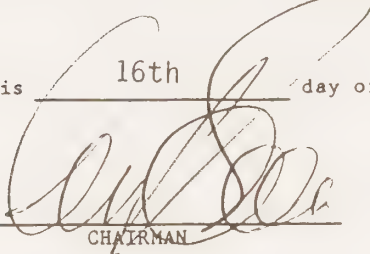
5. In all other respects, By-law R76-144 and Schedules thereto are hereby confirmed, unchanged.

Approved
as to form
[Signature]
Regional
Solicitor

6. This By-law shall come into force and take effect on the date of its passing and enactment.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED AND ENACTED

this 16th day of February 198 8.


CHAIRMAN


CLERK

Approved
as to form

Regional
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THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-021

To Permit the Erection and Maintenance of
Objects Upon a Regional Road.

WHEREAS Section 309 (3) of the Municipal Act, R.S.O. 1980, Chapter 302, as amended, provides that the Council of every municipality may pass by-laws for permitting any person to place, construct, install, maintain, and use objects in, on, under, or over highways under such conditions as may be agreed upon for prescribing the terms and conditions upon which the same are to be placed, constructed, installed, maintained, or used, and for making such annual or other charge for the privilege conferred by the by-law as it considers reasonable.

NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. The applicant Wentworth Construction Planning residing at 36 Jackson Street West, Hamilton and the Owner Zelda Daley of the said premises 178 John Street North, Hamilton are hereby granted the privilege of maintaining the existing concrete porch encroachment upon the road allowance of John Street North, Hamilton upon the terms and conditions contained in the agreement attached hereto as Schedule I.
2. The Regional Chairman, Regional Clerk and Regional Treasurer are hereby authorized to sign and execute all necessary documents to implement this By-law.
3. Schedule I attached to this By-law is included in and shall be considered part of this By-law.
4. This By-law shall come into force and take effect on the date of its passing and enactment.

Approved
form

Regional
Solicitor

READ A FIRST, SECOND and THIRD TIME and FINALLY PASSED and ENACTED
this 16th day of February 1988

CHAIRMAN

CLERK

BY-LAW NO. R88-022

TO ALTER REGIONAL ROAD NO. 181 James Street North

FROM Barton Street southerly to York Boulevard

CITY OF HAMILTON

WHEREAS THE Council of the Regional Municipality of Hamilton-Wentworth is empowered under Section 31 of the Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437 to exercise any of the powers formerly conferred upon the Corporation of the County of Wentworth or the Hamilton-Wentworth Suburban Roads Commissioner or the corporation of an Area Municipality in respect of the roads now included in the Regional road system.

AND WHEREAS the Council of the Regional Municipality of Hamilton-Wentworth is empowered under Section 298 of the Municipal Act, R.S.O. 1980, Chapter 302 to alter, establish, and layout any highway or part of a highway under its jurisdiction.

AND WHEREAS pursuant to Section 33(2) of the Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437, the Regional Corporation may alter any public road, other than a road under the jurisdiction and control of the Ministry of Transportation and Communication, entering or touching upon or giving access to a road in the Regional road system.

AND WHEREAS it is necessary to alter James Street North as described herein.

AND WHEREAS the Council of the Regional Municipality of Hamilton-Wentworth at its meeting held on Oct. 20th, 1987 authorized the narrowing of James Street North.

AND WHEREAS Notice of This By-Law has been published as required by Section 301 of the said The Municipal Act.

AND WHEREAS the Council of the Regional Municipality of Hamilton-Wentworth, through its Engineering Services Committee, has heard all persons who applied to be heard, whether in objection to, or in support of this by-law.

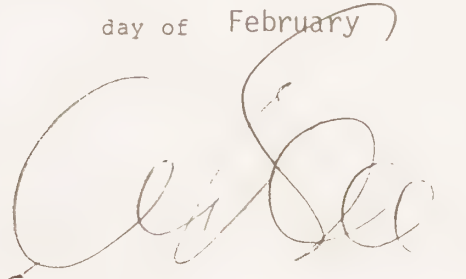
NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. The narrowing of James Street North as described in Schedule "A" attached hereto be proceeded with.
2. The proper officials of The Regional Municipality of Hamilton-Wentworth are hereby authorized and directed to sign all documents and do all things necessary to implement these works.
3. Schedule "A" attached to this By-Law is included in and shall be considered part of this By-Law.
4. This By-Law shall come into force and take effect on the date of its passing and enactment.

READ A FIRST, SECOND AND THIRD TIME and FINALLY PASSED and ENACTED

this 16th day of February 1988

Approved
as to form
Regional
Solicitor



SCHEDULE "A"

TO

BY-LAW NO. R 88-022

DESCRIPTION OF WORKS TO BE UNDERTAKEN

REGIONAL ROAD NO. 181 James St. N.

The narrowing of road pavement and widening of sidewalks on both sides of James Street North, from Barton Street southerly to York Boulevard.

CITY OF HAMILTON

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-023

TO PROVIDE FOR

1. THE CONSTRUCTION OF PRIVATE DRAIN CONNECTIONS AS DESCRIBED IN SCHEDULE "A" HERETO ON BARTON STREET FROM MILLEN ROAD TO DEWITT ROAD, IN THE CITY OF STONEY CREEK.
2. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON PARTICULAR LOTS TO BE SERVED BY THE SAID PRIVATE DRAIN CONNECTIONS.

WHEREAS the Council of the Regional Municipality of Hamilton-Wentworth (here and after called the "Region") in adopting on the day of , , Clause of the Report of the Engineering Services Committee authorized the construction of private drain connections on Barton Street from Millen Road to Dweitt Road, in the City of Stoney Creek as a local improvement under Section 12 and 3 respectively of the Local Improvement Act, R.S.O. 1980, c.250.

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. THAT the construction of the said private drain connections at an estimated cost of \$32,000.00 is hereby authorized.
2. THAT the share of the estimated cost of the described private drain connections be specially assessed upon the particular lots to be served.
- 3.(a) THAT the cost of the works described in Section 1 hereof are to be financed from special assessments, subsidies, monies received from any other source, and by the issue and sale of debentures of The Region in the amount of \$32,000.00 which are to be authorized by a subsequent by-law or by-laws and which are to be repayable over a term of not more than 15 years.

- 3.(b) THAT pending the sale of debentures referred to in sub-section (a) of this Section and the receipt of special assessments, subsidies, or monies from any other source, the Chairman and the Treasurer of The Region may borrow money not exceeding \$32,000.00 for the purpose described in Section 1 hereof.
- (c) THAT the sum or sums of money borrowed pursuant to sub-section (b) of this section are to be repaid out of the special assessments, subsidies received, monies received from any other source and the proceeds of the sale of debentures of The Region.
4. THAT notwithstanding the provisions of this by-law the amount to be debentured pursuant to the provision hereof is not to exceed the net cost to The Region after deducting any special assessments, subsidies or contributions from the Province of Ontario or from any other source in respect of the undertaking described in Section 1 hereof.
5. THAT the proper officials of The Region are hereby authorized and directed to do all things necessary to carry-out the terms of this by-law except that no contract for the construction of the described works is to be entered into without the approval of the Council of the Regional Municipality of Hamilton-Wentworth.
6. That Schedule "A" forms part of this by-law.

Read a First, Second and Third Time and Finally Passed and Enacted
this 16th day of February, 1988.

43

CHAIRMAN

CLERK

Approved
as to form
Regional
Solicitor

SCHEDULE "A"

TO BY-LAW NO. R88-023

<u>DESCRIPTION</u>	<u>COST PER CONNECTION</u>	<u>TOTAL COST</u>	<u>REGION'S SHARE OF COST</u>	<u>OWNER'S SHARE OF COST</u>
Private Drain connections on Barton Street from Millen Road to Dewitt Road, in the City of Stoney Creek	\$1,200.00	\$32,000.00	\$14,000.00	\$18,000.00

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO R88-024

BEING A BY-LAW TO AUTHORIZE THE IMPOSITION
OF A SPECIALLY ASSESSED RATE ON PARTICULAR LOTS
TO BE SERVED BY PRIVATE DRAIN CONNECTIONS
AS DESCRIBED IN SCHEDULE "A" HERETO ON BARTON STREET
FROM MILLEN ROAD TO DEWITT ROAD, IN THE CITY OF STONEY
CREEK.

WHEREAS The Regional Municipality of Hamilton-Wentworth (here and after called the "Region") intends to install private drain connections on Barton Street from Millen Road to Dewitt Road, in the City of Stoney Creek as a local improvement at an estimated cost of \$32,000.00.

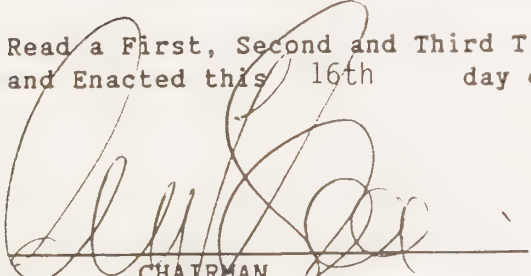
WHEREAS The Region may impose pursuant to The Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437, Section 97 (1) as amended, a specially assessed frontage rate to finance extension to its sewerworks systems under any general Act relating to the collection and disposal of sewage and the financing thereof; and,

WHEREAS the Local Improvement Act, Section 12 and 3 authorizes a municipality to impose by by-law a specially assessed rate upon particular lots served by the private drain connections.

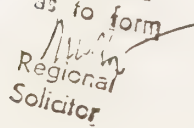
NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. THAT the cost of the private drain connections be specially assessed only upon the particular lot to be served as outlined in Schedule "A" to this By-law, and in the amounts therein set out.
2. THAT the owners of the lands described on Schedule "A" to this By-law may pay the total estimated rates described therein in a lump sum cash payment or in equal and consecutive annual installments over a period of fifteen (15) years together with interest fixed at the borrowing rate for this Region at the time of the calculation of the total cost of the project and the imposition of the annual installment such as shown on Schedule "A" hereto.
3. THAT Schedule "A" form part of this By-law.

Read a First, Second and Third Time and Finally Passed
and Enacted this 16th day of February, 1988.


CHAIRMAN


CLERK

Approved
as to form

Regional
Solicitor

SCHEDULE "A" TO BY-LAW NO.

NOTE: * CONNECTION COST ONLY ON EACH LOT TO BE SERVED BY THE
CONNECTION.

DESCRIPTION: Private Drain Connections

LOCATION: On Barton Street from Millen Road to Dewitt Road,
in the City of Stoney Creek

NUMBER OF CONNECTIONS: 15.

COST PER CONNECTION: \$1,200.00

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO R88-025

BEING A BY-LAW TO AUTHORIZE THE IMPOSITION
OF A SPECIALLY ASSESSED RATE ON PARTICULAR LOTS
TO BE SERVED BY WATER SERVICE CONNECTIONS
AS DESCRIBED IN SCHEDULE "A" HERETO ON BARTON STREET
FROM MILLEN ROAD TO DEWITT ROAD, IN THE CITY OF
STONEY CREEK.

WHEREAS The Regional Municipality of Hamilton-Wentworth (here and after called the "Region") intends to install water service connections on Barton Street from Millen Road to Dewitt Road, in the City of Stoney Creek as a local improvement at an estimated cost of \$12,600.00; and,

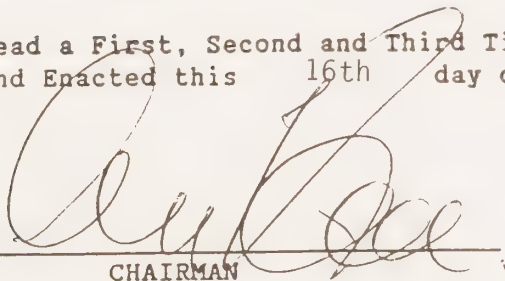
WHEREAS The Region may impose pursuant to The Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437, Section 96 (1) as amended, a specially assessed frontage rate to finance extension to its waterworks systems under any general Act relating to the collection and disposal of sewage and the financing thereof; and,

WHEREAS the Local Improvement Act, Section 12 and 3 authorizes a municipality to impose by by-law a specially assessed rate upon particular lots served by the water service connections.

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. THAT the cost of the water service connections be specially assessed only upon the particular lot to be served as outlined in Schedule "A" to this By-law, and in the amounts therein set out.
2. THAT the owners of the lands described on Schedule "A" to this By-law may pay the total estimated rates described therein in a lump sum cash payment or in equal and consecutive annual installments over a period of fifteen (15) years together with interest fixed at the borrowing rate for this Region at the time of the calculation of the total cost of the project and the imposition of the annual installment such as shown on Schedule "A" hereto.
3. THAT Schedule "A" form part of this By-law.

Read a First, Second and Third Time and Finally Passed
and Enacted this 16th day of February, 1988.


CHAIRMAN
CLERK

Approved
as to form

Regional
Solicitor

SCHEDULE "A" TO BY-LAW NO. R88-025

NOTE: CONNECTION COST ONLY ON EACH LOT TO BE SERVED BY THE
CONNECTION.

DESCRIPTION: Water service connections

LOCATION: On Barton Street from Millen Road to Dewitt Road,
in the City of Stoney Creek

NUMBER OF CONNECTIONS: 10

COST PER CONNECTION: \$700.00

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO R88-026

BEING A BY-LAW TO AUTHORIZE THE IMPOSITION
OF A SPECIALLY ASSESSED RATE UPON THE OWNERS
OF LANDS ABUTTING THE WATERMAINS AS DESCRIBED
IN SCHEDULE "A" HERETO AND A SPECIALLY
ASSESSED RATE ON PARTICULAR LOTS TO BE SERVED
BY PRIVATE DRAIN CONNECTIONS AS DESCRIBED IN
SCHEDULE "B" HERETO IN THE PLEASANTVIEW SURVEY,
TOWN OF DUNDAS.

WHEREAS The Regional Municipality of Hamilton-Wentworth (here and after called the "Region") intends to install watermains in the Pleasantview Survey, Town of Dundas as a local improvement at an estimated cost, of \$3,746,000.00 and related water service connections as described in Schedule "B" to the By-law as a local improvement at an estimated cost of \$200,000.00; and,

WHEREAS The Region may impose pursuant to The Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437, Section 97 (1) as amended, a specially assessed frontage rate to finance extension to its Waterworks systems under any general Act relating to the collection and disposal of sewage and the financing thereof; and,

WHEREAS the Local Improvement Act, Section 12 and 3 authorizes a municipality to impose by by-law a specially assessed rate upon owners or occupants of land who derive a benefit from the said watermains and a specially assessed rate upon particular lots served by the private drain connections.

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

- 1.(a) THAT a specially assessed frontage rate be imposed on the owners of the lands described in Schedule "A" to this By-law, abutting the said watermains to be calculated on the frontage therein described being rateable for an estimated total of \$909,354.80 which shall be the portion of the total cost of the waterworks to be borne by the abutting land owners;
- (b) THAT the cost of the water service connections be specially assessed only upon the particular lot to be served as outlined in Schedule "B" to this By-law, and in the amounts therein set out.

SCHEDULE "AA" TO BY-LAW NO. R88-026

DESCRIPTION: Watermains

ESTIMATED COST: \$3,746,000.00

ESTIMATED COST PER METRE FRONTAGE TO OWNER: \$40.00

LOCATION: Pleasantview Survey, Town of Dundas

The specially assessed rate imposed on benefitting property owners may be paid in one lump sum amount (Column 6) or be financed and paid in (15) fifteen annual consecutive installments commencing in the year in which the project is closed and rated. The amount financed over fifteen years will be at an interest to be determined by the Region.

1	2	3	4	5	6	7
ASSESSMENT ROLL NUMBER	DESCRIPTION OF LANDS	FRONTAGE OF ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	ESTIMATED LUMP SUM CASH PAYMENT	ASSESSED OWNER
See attached pages 1-42	See attached pages 1-42	24,678.8 (For details see attached pages 1-42)	1944.93 (For details see attached pages 1-42)	22,733.87M x\$40	909,354.80	See attached pages 1-42

Note: The normal local improvement watermain rate is \$74.00 per metre. Under special agreement, the Province of Ontario will pay 60% of the actual project cost, the Region will pay 25% and the benefitting property owners will pay a maximum of 15% up to a maximum of \$40.00 per metre.

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-027

TO PROVIDE FOR

1. THE CONSTRUCTION OF WATERMAINS AND RELATED WATER SERVICE CONNECTIONS AS DESCRIBED IN SCHEDULE "A" HERETO IN THE PLEASANTVIEW SURVEY, TOWN OF DUNDAS.
2. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON ABUTTING OWNERS TO PAY A PORTION OF THE COST OF CONSTRUCTING THE WATERMAINS.
3. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON PARTICULAR LOTS TO BE SERVED BY THE SAID WATER SERVICE CONNECTIONS.

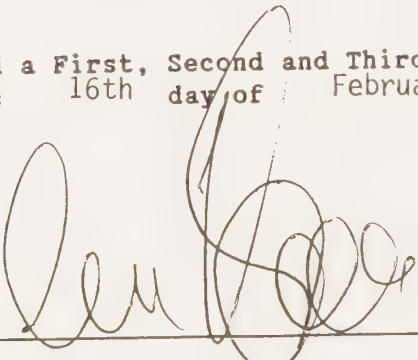
WHEREAS the Council of the Regional Municipality of Hamilton-Wentworth (here and after called the "Region") in adopting on the 17th day of November, 1987, Clause 20 of the 20-87 Report of the Engineering Services Committee authorized the construction of a watermain in the Pleasantview Survey, Town of Dundas as a local improvement under Section 12 and 3 respectively of the Local Improvement Act, R.S.O. 1980, c.250.

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

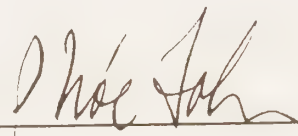
1. THAT the construction of the said watermains in the Pleasantview Survey, Town of Dundas at an estimated cost of \$3,746,000.00 and the said Water Service connections at an estimated cost of \$200,000.00 is hereby authorized, as set out on Schedule "A" hereto.
- 2.(a) THAT the share of the estimated cost of the described watermains to be borne by the owners of the lots liable to be specially assessed is \$909,354.80 and the amount to be specially assessed against such owners is hereby authorized at the actual equal special rate per metre of such frontage sufficient to defray the actual cost and payable by such owners in 15 annual consecutive installments.
- (b) THAT the share of the estimated cost of the described water service connections be specially assessed upon the particular lots to be served.

- 3.(a) THAT the cost of the works described in Section 1 hereof are to be financed from special assessments, subsidies, monies received from any other source, and by the issue and sale of debentures of The Region in the amount of \$909,354.80 which are to be authorized by a subsequent by-law or by-laws and which are to be repayable over a term of not more than 15 years.
- (b) THAT pending the sale of debentures referred to in sub-section (a) of this Section and the receipt of special assessments, subsidies, or monies from any other source, the Chairman and the Treasurer of The Region may borrow money not exceeding \$3,746,000.00 for the purpose described in Section 1 hereof.
- (c) THAT the sum or sums of money borrowed pursuant to sub-section (b) of this section are to be repaid out of the special assessments, subsidies received, monies received from any other source and the proceeds of the sale of debentures of The Region.
4. THAT notwithstanding the provisions of this by-law the amount to be debentured pursuant to the provision hereof is not to exceed the net cost to The Region after deducting any special assessments, subsidies or contributions from the Province of Ontario or from any other source in respect of the undertaking described in Section 1 hereof.
5. THAT the proper officials of The Region are hereby authorized and directed to do all things necessary to carry-out the terms of this by-law except that no contract for the construction of the described works is to be entered into without the approval of the Council of the Regional Municipality of Hamilton-Wentworth.
6. THAT schedule "A" forms part of this by-law.

Read a First, Second and Third Time and Finally Passed and Enacted
this 16th day of February, 1988.



CHAIRMAN



CLERK

Approved
as to form

Regional
Solicitor

SCHEDULE "A"

TO BY-LAW NO. R88-027

<u>DESCRIPTION</u>	<u>COST PER CONNECTION</u>	<u>TOTAL COST</u>	<u>PROVINCIAL FUNDING</u>	<u>REGION'S SHARE OF COST</u>	<u>OWNER'S SHARE OF COST</u>
Watermains in the Pleasantview Survey Town of Dundas		\$3,746,000.00	\$2,247,600.00	\$589,045.20	\$909,354.80
and Related Water Service Connections	\$800.00	\$ 200,000.00			\$200,000.00

SCHEDULE "B" TO BY-LAW NO.

NOTE: CONNECTION COST ONLY ON EACH LOT TO BE SERVED BY THE CONNECTION.

DESCRIPTION: Watermains

LOCATION: In the Pleasantview Survey
Town of Dundas

NUMBER OF CONNECTIONS: 250

COST PER CONNECTION: \$800.00

#0327B-22/27

CONTROL LIST FOR DUNDAS - WATERMAINS

ASSESSMENT ROLL NUMBER	ASSESSED OWNER & MAILING ADDRESS	PROPERTY ADDR DESCRIPTION	FRONTAGE ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT
100-260-33600	336477 ONTARIO LIMITED 64 HATT ST DUNDAS ONTARIO	L9H 2G3 CON 1 CON 2 PT LOT 22 FW DUN	506.02	6.10	499.92	\$19,996.80
100-260-33600	557019 ONTARIO INC 24 GRANTON ST HAMILTON, ONT	L8S 3C2 CON 1 2 PT LOT 23 FW DUN	299.26	0	299.26	\$11,970.40
100-260-33600	CARTERIGHT ESTATE 557 YORK RD DUNDAS, ONT	L9H 6A2 CON 2 PT LOT 24 FW DUN	352.91	6.10	346.81	\$13,872.40
100-260-33925	ONTARIO HYDRO PROPERTY DIVISION 700 UNIVERSITY AVE TORONTO ONT	45G 1X6 PT LOT 23 FLAMBOROUGH W. CON 1 CON 2	54.86	0	54.86	\$2,194.40
100-260-34900	ONTARIO HYDRO PROPERTY DIVISION 700 UNIVERSITY AVE TORONTO ONTARIO	45G 1X6 CON 2 PT LOT 24 FW DUN	45.72	6.10	39.62	\$1,584.80
100-260-35400	BRIGHT ALBERT WILLIAM 2 VALLEY RD DUNDAS ONT	2 VALLEY RD CON 2 PT LOT 22 FW DUN	64.10	0	64.10	\$2,564.00
100-270-00100	BERVENUTI ALBERT MICHAEL D BERVENUTI VICTORIA MILURED 560 YORK RD DUNDAS ONT	L9H 5Z9 CON 2 PT LT 25 RP 62R5774 PART 1	100.53	0	100.53	\$4,021.20
100-270-00200	BERVENUTI ANGELO FULVIO BERVENUTI ISABELLA MARY 556 YORK RD DUNDAS, ONT	L9H 5Z9 CON 1 1U 2 PT LOT 25 FW DUN	432.79 1,856.19	6.10 24.40	426.69 1,831.79	\$17,062.60 73,271.60

CONTROL LIST FOR DUNDAS - WATERMANS

ASSESSMENT ROLL NUMBER	ASSESSED OWNER & MAILING ADDRESS	PROPERTY ADDR DESCRIPTION	FRONTAGE ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT
100-270-01000	GRIMONT, PETER DAVID 16 HARMER ST DUNDAS, ONT	L9H 5Y1 CUP 2 PT LOT 20 FW DUN 16HARMER ST	45.72	0	45.72	\$1,828.80
100-270-01000	WILSON, EARL CHARLES 160 PARKVIEW AVE DUNDAS, ONT	L9H 5X7 160PARKVIEW AVE PLAN 698 PT LOT 17 FW DUN	36.27	0	36.27	\$1,450.80
100-270-01000	WILSON, BRUCE JAMES 164 PARKVIEW AVE DUNDAS, ONT	L9H 5X7 164PARKVIEW AVE PLAN 693 PT LOT 17 FW DUN	22.86	0	22.86	\$914.40
100-270-02200	KOVAC, DOUGLAS PAUL 163 PARKVIEW AVE DUNDAS, ONT	L9H 5X7 160PARKVIEW AVE PLAN 698 PT LOT 17 PT LOT 18 FW DUN	22.86	0	22.86	\$914.40
100-270-02400	MACAULAY, GEORGE IVAN 156 PARKVIEW AVE DUNDAS, ONT	L9H 5X7 PLAN 592 PT LOT 18 FW DUN	22.86	0	22.86	\$914.40
100-270-02600	CATERSON, JOAN MATILDA 154 PARKVIEW AVE DUNDAS, ONT	L9H 5X7 PLAN 698 PT LOT 18 FW DUN	30.48	0	30.48	\$1,219.20
100-270-02800	WALTERS, STANLEY EDWARD KENT CUPID LODGE DUNDAS, ONT	L9H 5X7 PLAN 698 LOT 19 FW DUN	64.11	0	64.11	\$2,564.40
100-270-03000	DURGO, DEE AUSTIA ADRIANA 142 PARKVIEW AVE DUNDAS, ONT	L9H 5X7 PLAN 698 PT LOT 20 FW DUN	30.48	0	30.48	\$1,219.20
			275.64	0	275.64	11,025.60

CONTROL LIST FOR - DUNDAS - WATERMANS

ASSESSMENT ROLL NUMBER	ASSESSMENT MAILING ADDRESS	PROPERTY ADDRESS DESCRIPTION	FRONTAGE ADJUTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT
100-270-03150	1150 CLARK JACOB 136 PARKVIEW AVE DUNDAS, ONT	136 PARKVIEW AVE PLAN 5X7 PLAN 698 PT LOT 20 FW DUN	33.63	0	33.63	\$1,365.20
100-270-03150	1150 CLARK MARGARET 132 PARKVIEW AVE DUNDAS, ONT	132 PARKVIEW AVE PLAN 5X7 PLAN 698 PT LOT 21 FW DUN	32.11	0	32.11	\$1,284.40
100-270-03150	1150 KINGSLEY LOUIS WALTER 124 PARKVIEW AVE DUNDAS, ONT	124 PARKVIEW AVE PLAN 5X7 PLAN 698 PT LOT 21 FW DUN	32.00	0	32.00	\$1,280.00
100-270-03150	1150 KINGSLEY ALFRED 124 PARKVIEW AVE DUNDAS, ONT	124 PARKVIEW AVE PLAN 5X7 PLAN 698 PT LOT 22 FW DUN	32.00	0	32.00	\$1,280.00
100-270-03150	1150 CHILDS ERNEST 120 PARKVIEW AVE DUNDAS, ONT	120 PARKVIEW AVE PLAN 5X7 PLAN 698 PT LOT 22 FW DUN	15.85	0	15.85	\$634.00
100-270-03150	1150 BURNHAMILL ROBERT HAROLD 116 PARKVIEW AVE DUNDAS, ONT	116 PARKVIEW AVE PLAN 5X7 PLAN 698 PT LOT 22 FW DUN	16.03	0	16.03	\$641.20
100-270-03150	1150 DUNCAN LEROY JOSEPH 112 PARKVIEW AVE DUNDAS, ONT	112 PARKVIEW AVE PLAN 5X7 PLAN 698 LOT 23 FW DUN	64.01	0	64.01	\$2,560.40
100-270-03150	1150 GRIFFIN GYORGI PROPERTY DIVISION 700 UNIVERSITY AVE TORONTO, ONT	PARKVIEW AVE PLAN 5X7 PLAN 698 LOT 24 FW DUN	64.11	0	64.11	\$2,564.40
			289.74	0	289.74	11,589.60

SCHEDULE "A" TO BY-LAW NO. 2011-01-01
FINANCE

CUTBACK LIST FOR DUNDAS - WATERMANS

ASSESSMENT ROLL NUMBER	ASSESSED OWNER MAILING ADDRESS	PROPERTY ADDR DESCRIPTION	FRONTAGE ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT
100-270-0430	PROPERTY DIVISION 700 UNIVERSITY AVE THORNHILL, ONT	PARKVIEW AVE PLAN 698 LOT 6 7 9 10 PT LOT 5 4 11 PCL A DUN C04 2 PT LOT 27 FW DUN	205.30	6.10	199.20	\$7,968.00
100-270-0443	MURRAY, STELLA MARY MURRAY, THOMAS LYLE 121 PARKVIEW AVE DUNDAS, ONT	121 PARKVIEW AVE PLAN 698 PT LOT 5 PT LOT 11 L9H 5X8 PT LOT 12	74.88	0	74.88	\$2,995.20
100-270-0444	PASSOW, FRED EDWARD 127 PARKVIEW AVE DUNDAS, ONT	129 PARKVIEW AVE PLAN 698 PT LOT 12 FW DUN	22.86	0	22.86	\$914.40
100-270-0445	MILKS, THOMAS GARY MILKS, STEPHEN SCOTT 131 PARKVIEW AVE DUNDAS, ONT	131 PARKVIEW AVE PLAN 698 PT LOT 12 FW DUN	30.48	0	30.48	\$1,219.20
100-270-0446	MILKS, THOMAS GARY 131 PARKVIEW AVE DUNDAS, ONT	PARKVIEW AVE PLAN 698 PT LOT 13 FW DUN	30.48	0	30.48	\$1,219.20
100-270-0447	ALEXANDER, SUE ALEXANDER, TED 141 PARKVIEW AVE DUNDAS, ONT	141 PARKVIEW AVE PLAN 698 PT LOT 13 FW DUN	33.53	0	33.53	\$1,341.20
100-270-0448	STREET, PETER BERNARD STREET, CHRISTINA MARGARET 143 PARKVIEW AVE DUNDAS, ONT	143 PARKVIEW AVE PLAN 698 PT LOT 14 FW DUN	22.86	0	22.86	\$914.40
100-270-0449	PASSOW, FRED JAMES PASSOW, VERA CHARLOTTE 147 PARKVIEW AVE DUNDAS, ONT	147 PARKVIEW AVE PLAN 698 PT LOT 14 FW DUN	41.25	0	41.25	\$1,650.00
			461.64	6.10	455.54	\$18,221.60

CONTROL LIST FOR - DUNDAS - WATERMANS

ASSESSMENT ROLL NUMBER	ASSESSED OWNER & MAILING ADDRESS	PROPERTY ADDR DESCRIPTION	FRONTAGE ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT
100-270-05400	MCCLEAN, JAMES 151 PARKVIEW AVE DUNDAS, ONT	151 PARKVIEW AVE PLAN 698 PT LOT 15 FW DUN	32.22	0	32.22	\$1,288.80
100-270-05401	MILLER, NANCY 155 PARKVIEW AVE DUNDAS, ONT	155 PARKVIEW AVE PLAN 698 PT LOT 15 FW DUN	49.51	0	49.51	\$1,980.40
100-270-05402	SHARPER, MARTINUS 29 HARVEY ST DUNDAS, ONT	29 HARVEY ST PLAN 698 PT LOT 16	106.31	36.58	69.73	\$2,789.20
100-270-05403	SHARPER, MARTINUS 29 HARVEY ST DUNDAS, ONT	29 HARVEY ST PLAN 698 PT LOT 16	88.82	0	88.82	\$3,552.80
100-270-05404	SHARPER, MARTINUS 29 HARVEY ST DUNDAS, ONT	29 HARVEY ST PLAN 698 PT LOT 16	30.48	0	30.48	\$1,219.20
100-270-05405	SHARPER, MARTINUS 29 HARVEY ST DUNDAS, ONT	29 HARVEY ST PLAN 698 PT LOT 16	24.38	0	24.38	\$ 975.20
100-270-05406	SHARPER, MARTINUS 29 HARVEY ST DUNDAS, ONT	29 HARVEY ST PLAN 698 PT LOT 16	77.90	36.58	41.32	\$1,652.80
100-270-05407	SHARPER, MARTINUS 29 HARVEY ST DUNDAS, ONT	29 HARVEY ST PLAN 698 PT LOT 16	24.38	0	24.38	\$ 975.20
100-270-05408	SHARPER, MARTINUS 29 HARVEY ST DUNDAS, ONT	29 HARVEY ST PLAN 698 PT LOT 16	434.00	73.16	360.84	\$14,433.60

TO BY-LAW RD.
FINANCE

CONTINUED LIST FOR DUNDAS - WATERMAINS

ASSESSMENT ROLL NUMBER	ASSESSED OWNER MAILING ADDRESS	PROPERTY ADDR DESCRIPTION	FRONTAGE ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT
100-270-7500	SPICER DANIEL ROBERT 164 OLD GUELPH RD DUNDAS, ONT	1640LD GUELPH RD PLAN 698 PT LOT 1 FW DUN	18.29	0	18.29	\$ 731.60
100-270-7501	MASTERS, KATHLEEN SARAH 164 OLD GUELPH RD DUNDAS, ONT	1640LD GUELPH RD PLAN 698 PT LOT 2 FW DUN	32.97	0	32.97	\$1,318.80
100-270-7502	WILSON, KEITH 137 OLD GUELPH RD DUNDAS, ONT	160OLD GUELPH RD PLAN 698 PT LOT 2 FW DUN	33.01	0	33.01	\$1,320.40
100-270-7503	MAAS, JOHN HENRY 4225 ALICE ALIDA 139 OLD GUELPH RD DUNDAS, ONT	156OLD GUELPH RD PLAN 698 PT LOT 3 FW DUN	17.33	0	17.33	\$ 693.20
100-270-7504	FULLER, THOMAS EDWARD 154 OLD GUELPH RD DUNDAS, ONT	154OLD GUELPH RD PLAN 698 PT LOT 3 FW DUN	30.58	0	30.58	\$1,223.20
100-270-7505	VAUGHAN, STANLEY VAUGHAN MARGARET ELLEN 153 OLD GUELPH RD DUNDAS, ONT	150OLD GUELPH RD PLAN 698 PT LOT 3 FW DUN	15.24	0	15.24	\$ 609.60
100-270-7506	PEASE, ANNIS MARGO PEASE, SUZAN LOUISE 123 OLD GUELPH RD DUNDAS, ONT	143OLD GUELPH RD PLAN 698 LOT 4 FW DUN	64.01	0	64.01	\$2,560.40
100-270-7507	WILLIAMS, RUTH LUCY 137 GUELPH RD DUNDAS, ONT	OLD GUELPH RD PLAN 698 LOT 27 FW DUN	79.00	6.10	72.90	\$2,916.00
100-270-08925	LEVINE, JOSEPH 41 RIDGEHILL DR TORONTO, ONT	OLD GUELPH RD CON 2 PT LOT 27 FW DUN	206.35 296.78	0 6.10	206.35 290.68	\$8,254.00 \$19,627.20

CONTROL LIST FHS - DUNDAS - WATERMANS

ASSESSMENT ROLL NUMBER	ASSESSED OWNER & MAILING ADDRESS	PROPERTY ADDR DESCRIPTION	FRONTAGE ADJUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT
100-270-1366	PATERSON RAY ELMO 92 OLD GUELPH RD DUNDAS, ONT	90 OLD GUELPH RD L9H 5Y3 CON 1 PT LOT 27 FW DUN	224.14	36.58	187.56	\$7,502.40
100-270-1367	MCNAMARA KENNETH MELVIN 15 HOMESTEAD AVE DUNDAS, ONT	15 HOMESTEAD AVE L9H 5Y7 CON 1 PT LOT 27 FW DUN	38.10	0	38.10	\$1,524.00
100-270-1368	DUPONT FRANK CARL DUPONT FRANK CARL 12 HOMESTEAD AVE DUNDAS, ONT	12 HOMESTEAD AVE CON 1 PT LOT 27 FW DUN L9H 5Y7	35.71	0	35.71	\$1,428.40
100-270-1369	FISHER JACK RICHARD FISHER SHARON KATHLEEN 15 HOMESTEAD AVE DUNDAS, ONT	15 HOMESTEAD AVE CON 1 PT LOT 27 FW DUN L9H 5Y7	31.94	0	31.94	\$1,277.60
100-270-1370	VALOMANIS JAMES VALOMANIS JULIE ANITA 4 HOMESTEAD AVE DUNDAS, ONT	4 HOMESTEAD AVE CON 1 PT LOT 27 FW DUN L9H 5Y7	32.00	0	32.00	\$1,280.00
100-270-1371	ROYAL BOTANICAL GARDENS BOX 392 HAMILTON, ONT	ROYAL BOTANICAL GARDENS HOMESTEAD AVE L9H 3H3 CON 2 PT LOT 26 FW DUN	211.95	0	211.95	\$8,478.00
100-270-1372	BEZUSKO JACK TRIAN 5 HOMESTEAD AVE DUNDAS, ONT	5 HOMESTEAD AVE L9H 5Y6 CON 1 PT LOT 27 FW DUN	36.58	0	36.58	\$1,463.20
100-270-1373	MCNAIL GORDON RUISEN MCNAIL SHIRLEY ANNE 9 HOMESTEAD AVE DUNDAS, ONT	9 HOMESTEAD AVE CON 1 PT LOT 27 FW DUN L9H 5Y6	36.58 647.00	0 36.58	36.58 610.42	\$1,463.20 \$24,416.80

TO BY-LAW NO. 1

FINANCE

CONTROL LIST FOR UNDS - WATERMANS

ASSESSMENT ROLL NUMBER	ASSESSED OWNER & MAILING ADDRESS	PROPERTY ADDR DESCRIPTION	FRONTAGE ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT
100-270-13000	ROOSELTH RYHERT CHARLES 111 HOMESTEAD AVE DUNDAS, ONT	CON 1 PT LOT 27 FW DUN	158.98	0	158.98	\$6,359.20
100-270-13001	JOSEPH J. JOSEPH 41 STURTELL RD TORONTO, ONT	99 OLD GUELPH RD ABC 3A3 CON 1 PT LOT 28 FW DUN UP 43 145 AC SPL BY CPR	445.77	6.10	439.67	\$17,586.80
100-270-13002	DANASTO HYDRU 7500 ONLY DIVISION TORONTO, ONT	OLD GUELPH RD CON 2 PT LOT 27 PT LOT 28 CON 1A5 FW DUN AND CPR	85.10	0	85.10	\$ 3,404.00
100-270-13003	WRIGHT-WILLIAMS RUTY CO LTD 139 GLENFERN AVE HAMILTON, ONT	201 OLD GUELPH RD L3E 2T4 CON 2 PT LOT 27 FW DUN PT RD STWY CON 1 CON 2	889.84	36.58	853.26	\$34,130.40
100-270-13004	CRISTIANO GIACINTO CRISTIANO MARY ANGELA 693 YORK ROAD DUNDAS, ONT	590 YORK RD CON 2 PT LOT 27 FW DUN	66.10	0	66.10	\$2,644.00
100-270-13005	STEWART JOHN DAVID STEWART ELSIE ROSE 693 YORK RD DUNDAS, ONT	590 YORK RD CON 2 PT LOT 27 FW DUN	44.58	0	44.58	\$1,783.20
100-270-13006	MAYNARD VERM ESTATE 295 WEXFORD AVE S HAMILTON, ONT	YORK RD CON 2 PT LOT 28 FW DUN	87.48	0	87.48	\$3,499.20
100-270-13007	MCILLIVRAY JAMES HARTNUP JANET VALERIE 715 YORK RD DUNDAS, ONT	715 YORK RD CON 2 PT LOT 27 PT LOT 28 CON 1 FW DUN	26.37	0	26.37	\$1,054.80
			1,804.22	42.68	1,761.54	\$70,461.60

CONTROL LIST FOR - DUNDAS - WATERMANS

ASSESSMENT ROLL NUMBER	ASSESSED OWNER & MAILING ADDRESS	PROPERTY ADDR DESCRIPTION	FRONTAGE ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT
100-270-1450	STANLEY SURMOUKH 5140H SHUPINDER 42 HEAD ST HAMILTON ONT	L3K 1P3 CON 2 PT LOT 28 FW DUN YORK RD	22.86	0	22.86	\$914.40
100-270-1451	MARSHALL THOMAS EDWARD MARCO HELEN ALBERTA 720 YORK RD DUNDAS ONT	L3H 5X1 CON 2 PT LOT 27 PT LOT 28 FW DUN	22.86	0	22.86	\$914.40
100-270-1452	LI-SKE HAROLD LI-SKE LYDIA 725 YORK RD DUNDAS ONT	L9H 5X1 PLAN 1053 LOT 1 724 YORK RD	22.62	0	22.62	\$904.80
100-270-1453	CAROLINA MANAGEMENT LTD 778 BROOKSIDE DR DUNDAS ONT	L6K 1B3 PLAN 1058 LOT 2 TO 5 YORK RD	188.79	36.58	152.21	\$6,088.40
100-270-1454	CARMELA MANAGEMENT LTD 478 BROOKSIDE DR DUNDAS ONT	L6K 1B3 PLAN 1058 LOT 5 TO 12 PT LOT 13	138.64	6.10	132.54	\$5,301.60
100-270-1455	SEALION RAYMOND JOHN SEALION JEANNIE GOW 24 MARYVALE AVE DUNDAS ONT	L9H 5X2 PLAN 1068 LOT 14 PT LOT 13 PT LOT 12	24.38	0	24.38	\$ 975.20
100-270-1456	FRATER KAROLY CHARLES FRATER EMMA 30 MARYVALE AVE DUNDAS ONT	L9H 5X2 PLAN 1068 PT LOT 15 LOTS 16 TO 17 RP 62X6136 PARTS 1 & 2	51.82	0	51.82	\$2,072.80
100-270-1457	TEXACO CANADA LIMITED 95 WYFORD DR PO. MILLS, ONT	M3C 1K5 CON 2 PT LOT 23 FW DUN RP 52X6124 PART 4 AND PT PARTS 1 2 AND 3 PLAN 1068 LOTS 18 19 AND 20	\$179.53 651.50	36.58 79.26	142.95 572.24	\$5,718.00 \$22,889.60

CONTROL LIST FOR DUNDAS - WATERMANS

ASSESSMENT ROLL NUMBER	ASSESSOR NAME	ASSESSOR ADDRESS	PROPERTY DESCRIPTION	FRONTAGE ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT
100-270-10600	FITZSIMMONS STEPHEN JOHN FITZSIMMONS MARGARET LEONARD 1 NORTHCLIFFE AVE BURLINGTON ONTARIO	L7T 1M2	PLAN 659 LOT 157 PT LOT 158 1 NORTHCLIFFE AVE	54.86	36.58	18.28	\$731.20
100-270-10600	FITZSIMMONS STEVE JOHN 1 NORTHCLIFFE AVE BURLINGTON ONTARIO	L7T 1M2	PLAN 659 PT LOT 158 PT LOT 159	18.29	0	18.29	\$731.60
100-270-10600	POST KIMMETH ALLAN 11 ATKINSON BLVD BURLINGTON ONT	L7T 1M2	PLAN 659 LOT 160 TO 161	24.38	0	24.38	\$975.20
100-270-10600	FOLEY WILLIAM DENNIS FOLEY MARIE AMANDA ANN P 19 ATKINSON BLVD BURLINGTON ONT	L7T 1M2	PLAN 659 PT LOT 162 PT LOT 163	18.29	0	18.29	\$731.60
100-270-10600	DALY CELA 20 PROSPECT ST S HAMILTON ONT	L5M 2Z1	PLAN 659 PT LOT 163 PT LOT 164	18.29	0	18.29	\$731.60
100-270-10600	PANKAMP JOURI ARTHUR PANKAMP JANE E RUTH 31 ATKINSON BLVD BURLINGTON ONTARIO	L7T 1M2	PLAN 659 LOT 165 TO 166 PT LOT 167	30.48	0	30.48	\$1,219.20
100-270-10600	HANSEN JULIANA FRANKISKA 35 ATKINSON BLVD BURLINGTON ONT	L7T 1M2	PLAN 659 LOT 168 PT LOT 167	18.29	0	18.29	\$731.60
100-270-10600	NICHOLSON RAYMOND EDWARD NICHOLSON AGNES GLENN 41 ATKINSON BLVD BURLINGTON ONTARIO	L7T 1M2	PLAN 659 LOT 169 PT LOT 170	18.29	0	18.29	\$731.60
				201.17	36.58	164.59	\$6,583.60

CONTROL LIST FOR - UNDAAS - WATERMAINS

ASSESSMENT ROLL NUMBER	ASSESSED OWNER & MAILING ADDRESS	PROPERTY ADDR DESCRIPTION	FRONTAGE ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT
100-270-20200	DOMINICA JOSEPH 3041 ATKINSON BLVD BURLINGTON, ONTARIO	PLAN 659 LOT 171 PT LOT 170	28.35	0	28.35	\$1,134.00
100-270-20200	PAUL JOSEPH 55 ATKINSON BLVD BURLINGTON, ONTARIO	PLAN 659 LOT 172 TO 173 PT LOT 174	46.05	0	46.05	\$1,842.00
100-270-20200	DOMENOS ROBERT ALEX 55 ATKINSON BLVD BURLINGTON, ONTARIO	PLAN 659 LOT 175 PT LOT 176 PT LOT 174	18.87	0	18.87	\$754.80
100-270-20200	EDWARD DAVID EDWARD 75 ATKINSON BLVD BURLINGTON, ONTARIO	PLAN 659 LOT 177 PT LOT 176 PT LOT 178	21.34	0	21.34	\$853.60
100-270-20200	CATHERINE 75 ATKINSON BLVD BURLINGTON, ONTARIO	PLAN 659 LOT 179 PT LOT 178	19.13	0	19.13	\$765.20
100-270-20200	ABEL AD JOSEPH 55 ATKINSON BLVD BURLINGTON, ONTARIO	PLAN 774 LOT 1	44.46	0	44.46	\$1,778.40
100-270-20200	GLORIA ROSE MARY 55 ATKINSON BLVD BURLINGTON, ONTARIO	PLAN 774 LOT 2	29.26	0	29.26	\$1,170.40
100-270-20200	MATTIUSSE LUCIANO DANIEL 55 ATKINSON BLVD BURLINGTON, ONTARIO	PLAN 774 LOT 3	29.26	0	29.26	\$1,170.40
			236.72	0	236.72	\$9,468.80

ASSESSMENT ROLL NUMBER	ASSESSED OWNER & MAILING ADDRESS	PROPERTY ADDR DESCRIPTION	FRONTAGE ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT
100-276-21800	PAEDW LOUTS 44 ATKINSON BLVD BURLINGTON ONTARIO	44 ATKINSON BLVD L7T 1M1 PLAN 774 LOT 4 PT LOT 9	29.26	0	29.26	\$1,170.40
100-276-22500	WILLIAM JAMES 36 ATKINSON BLVD BURLINGTON ONT	36 ATKINSON BLVD PLAN 774 LOT 5 PT LOT 9	29.26	0	29.26	\$1,170.40
100-276-22500	CHARLEY DENAY JOSEPH 36 ATKINSON BLVD BURLINGTON ONTARIO	36 ATKINSON BLVD PLAN 774 LOT 6 L7T 1M1	29.26	0	29.26	\$1,170.40
100-276-22500	MCLAUGHLIN JAMES 20 ATKINSON BLVD BURLINGTON ONT	20 ATKINSON BLVD PLAN 774 LOT 7 L7T 1M1	29.26	0	29.26	\$1,170.40
100-276-22500	MICHELSON LORNE WESLEY 12 ATKINSON BLVD BURLINGTON ONTARIO	12 ATKINSON BLVD PLAN 774 LOT 8 L7T 1M1	29.26	0	29.26	\$1,170.40
100-276-22500	MILLE DAMARIS PO BOX 5082 STONE CREEK ONT	17 NORTHCLIFFE AVE L86 3X7 CON 2 PT LOT 28 FW DUN	67.06	36.58	30.48	\$1,219.20
100-276-23000	HAMMOND WILLIAM JAMES HAMMOND MARION MARIE 65 NORTHCLIFFE AVE BURLINGTON, ONT	25 NORTHCLIFFE AVE PLAN 774 PT LOT 9 L7T 1M4	32.00	0	32.00	\$1,280.00
100-276-23200	JANKURA ARDUS JANKURA ROSE 37 NORTHCLIFFE AVE BURLINGTON, ONT	37 NORTHCLIFFE AVE PLAN 774 LOT 1 PT LOT 9 L7T 1M4	36.58 281.94	0 36.58	36.58 245.36	\$1,463.20 \$9,814.40

CONTROL LIST FOR - DUNDAS - WATERMAINS

ASSESSMENT ROLL NUMBER	ASSESSED OWNER & MAILING ADDRESS	PROPERTY ADDR DESCRIPTION	FRONTAGE ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT
100-270-23400	WISHER, KATH ANNE 43 NORTHCLIFFE AVE BURLINGTON, ONT	43 NORTHCLIFFE AVE L7T 1M4 PLAN 774 LOT 11	30.48	0	30.48	\$1,219.20
100-270-23400	DEWIL, JAMES ERNEST 53 NORTHCLIFFE AVE BURLINGTON, ONT	53 NORTHCLIFFE AVE L7T 1M4 PLAN 774 LOT 12	30.48	0	30.48	\$1,219.20
100-270-23400	DESGAR, KENNEDY 53 NORTHCLIFFE AVE BURLINGTON, ONTARIO	53 NORTHCLIFFE AVE L7T 1M4 PLAN 774 LOT 13	306.50	36.58	269.92	\$10,796.80
100-270-24000	CHAPPELL, VIRGENT FREDERICK CHAPPELL, MYRA MATHIAS 53 ZELLENS ROAD BURLINGTON, ONTARIO	53 ZELLENS RD PLAN 836 LOT 1 L7T 1W3	17.45	0	17.45	\$ 698.00
100-270-24200	CHAPPELL, GERALD DOUGLAS 54 ZELLENS ROAD BURLINGTON, ONTARIO	54 ZELLENS RD L7T 1W3 PLAN 836 LOT 2	41.43	0	41.43	\$1,657.20
100-270-24400	CUNWAY, WILLIAM GEORGE CUNWAY, NANCY BELLE 45 ZELLENS ROAD BURLINGTON, ONTARIO	46 ZELLENS RD PLAN 836 LOT 3 PT LOT 4 L7T 1W3	30.56	0	30.56	\$1,222.40
100-270-24600	GATEMAN, LESLIE PETER GATEMAN, MARGARET AGNES 39 ZELLENS RD BURLINGTON, ONT	39 ZELLENS RD PLAN 836 PT LOT 4 L7T 1W3	26.37	0	26.37	\$1,054.80
100-270-24800	CARLEY, STANLEY JOHN REYENBERG, PATRICIA ROBYN 50 ZELLENS RD BURLINGTON, ONT	30 ZELLENS RD PLAN 836 LOT 5 L7T 1W3	30.48	0	30.48	\$1,219.20
			513.75	36.58	477.17	\$19,086.80

ASSESSMENT ROLL NUMBER	ASSESSED OWNER & MAILING ADDRESS	CONTROL LIST FOR DUNDAS - WATERMAINS	PROPERTY ADDRESS DESCRIPTION	FRONTAGE ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT
100-270-20000	WILLIAM EDMONDSON 11 ZELLENS ROAD BURLINGTON ONTARIO	L7T 143	RP 62R5803 PART 3 PT PART 2 RP 62R5803 PART 3 PT PART 2 RP 62R6845 PARTS 2 AND 3	187 ZELLENS RD 35.66	0	35.66	\$1,426.40
100-270-20000	WILLIAM EDMONDSON 11 ZELLENS ROAD BURLINGTON, ONT	L7T 143	PLAN 836 PT LOTS 6 & 7 RP 62R5803 PART 1 RP 62R7184 PART 1	14 ZELLENS RD 6.97	0	6.97	\$ 278.80
100-270-20000	WILLIAM DOUGLAS 11 ZELLENS RD BURLINGTON ONT	L7T 143	PLAN 936 PT LOT 7	10 ZELLENS RD 30.48	0	30.48	\$1,219.20
100-270-20000	GOVERNMENT SERVICES MINISTRY DIRECTOR MUNICIPAL SUBSIDIES 777 BAY STREET 12TH FLOOR TORONTO ONT M5G 2E5	L7T 143	PLAN 836 LOT 8	2 ZELLENS RD 34.06	0	34.06	\$1,362.40
100-270-20000	SISTERS OF ST JOSEPH OF THE DIOCESE OF HAMILTON BOX 123 HAMILTON, ONT	L7T 143	CON 2 PT LOT 28 PT LOT 29 PLAN 659 PT LOT 140 TO 151 RP 62R2865 PT 2 TO 11 PT PT 1	574 NORTHCLIFFE AVE 176.10	0	176.10	\$7,044.00
100-270-20000	GOVERNMENT SERVICES MINISTRY DIRECTOR MUNICIPAL SUBSIDIES 777 BAY STREET 12TH FLOOR TORONTO ONT M5G 2E5	L7T 143	PLAN 836 LOT 9	NORTHCLIFFE AVE 44.71	0	44.71	\$1,788.40
100-270-20000	MILLER HAROLD ROSS 12 NORTHCLIFFE AVE BURLINGTON ONTARIO	L7T 143	PLAN 659 LOT 156	16 NORTHCLIFFE AVE 34.44	0	34.44	\$1,377.60
100-270-20000	LUKE RAMPOLPH STEWART LUKE MELLOY PARTIA 12 NORTHCLIFFE AVE BURLINGTON ONTARIO	L7T 143	PLAN 659 LOT 155	12 NORTHCLIFFE AVE 12.19	0	12.19	\$ 487.60
				374.61	0	374.61	\$14,984.40

CONFIRMAL LIST FOR DUNDAS - WATERMANS

ASSESSMENT ROLL NUMBER	ASSESSED OWNER & MAILING ADDRESS	PROPERTY ADDR DESCRIPTION	FRONTAGE ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT
100-270-0560	ROBERT HARRY BRUCE 4110 NORTHCLIFFE AVE WILKINGTON ONTARIO L7T 1M3	BRORTHCLIFFE AVE PLAN 059 PT LOTS 153 154	36.27	0	36.27	\$1,450.80
100-220-0220	CONSERVATION AUTHORITY HAMILTON REGION 635 MINERAL SPRINGS RD PO BOX 7099 ANGASTLER, ONT L9S 3L3	VALLEY RD CON 2 PT LOT 23 FW DUN	142.66	6.10	136.56	\$5,462.40
100-280-0030	CONSERVATION AUTHORITY HAMILTON REGION 635 MINERAL SPRINGS RD PO BOX 7099 ANGASTLER, ONT L9S 3L3	VALLEY RD CON 2 PT LOT 23 FW DUN RP 02R5939 PT 3F PT 2	528.30	6.10	522.20	\$20,888.00
100-260-0040	ROYAL BOTANICAL GARDENS PO BOX 399 HAMILTON, ONT L9M 5S3	VALLEY RD CON 2 PT LOT 22 PT LOT 23 FW DUN	76.20	6.10	70.10	\$2,804.00
100-200-0000	PROSEK JOSEF PROSEK MILUSKA 32 VALLEY RD DUNDAS, ONT L9H 5S3	32 VALLEY RD CON 2 PT LOT 23 FW FLH	54.86	0	54.86	\$2,194.40
100-230-0000	PROSEK JOSEF PROSEK MILUSKA 32 VALLEY RD DUNDAS, ONT L9H 5S3	32 VALLEY RD CON 2 PT LOT 23 FW FLH				
100-240-1000	BELLA COAST DEVELOPMENTS LIMITED C/O 3455 HARVESTER RD UNIT 27 BURLINGTON ONT L7N 3P2	VALLEY RD CON 2 PT LOT 22 PT LOT 23 FW DUN	714.35	36.58	677.77	\$27,110.80
100-230-0120	YOUNG OF ENNIS JAMES YOUNG CATHERINE ANNE YOUNG ROBERT WILLIAM 41 VALLEY RD DUNDAS, ONT L9H 5S4	41 VALLEY RD CON 2 PT LOT 23 FW DUN	40.37 1,593.01	0 54.88	40.37 1,538.13	\$1,614.80 \$61,525.20

CONTROL LIST FOR DUNDAS - WATERMAINS

ASSESSMENT ROLL NUMBER	ASSESSED OWNER & MAILING ADDRESS	PROPERTY ADDR DESCRIPTION	FRONTAGE ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT
100-200-01400	HALLORAN THOMAS JOSEPH HALLORAN MARY FLIZERETH 47 VALLEY RD DUNDAS, ONT L9H 5S4	47 VALLEY RD CON 2 PT LOT 23 FW DUN	40.37	0	40.37	\$1,614.80
100-200-01600	SIE MARY EREDA 43 VALLEY RD DUNDAS, ONT L9H 5S4	53 VALLEY RD CON 2 PT LOT 23 FW DUN	41.91	0	41.91	\$1,676.40
100-200-01800	LEACH PAUL MERRITT PENNY ELIZABETH ANNIE 57 VALLEY RD DUNDAS, ONT L9H 5S4	57 VALLEY RD CON 2 PT LOT 23 FW DUN	40.53	0	40.53	\$1,621.20
100-200-02000	STORTZEN CHARLES ENIL STORTZEN KATHLEEN MARY 61 VALLEY RD DUNDAS, ONT L9H 5S4	61 VALLEY RD CON 2 PT LOT 23 FW DUN	39.75	0	39.75	\$1,590.00
100-200-02200	CRISCO CHARLES WILLIAM CRISCO MARIAN JEAN 67 VALLEY RD DUNDAS, ONT L9H 5S4	67 VALLEY RD CON 2 PT LOT 23 FW DUN	39.75	0	39.75	\$1,590.00
100-200-02400	SCHLEGEL RUDI SCHLEGEL NANCY ANN 69 VALLEY RD DUNDAS, ONT L9H 5S4	69 VALLEY RD CON 2 PT LOT 23 FW DUN	6.10	0	6.10	\$ 244.00
100-200-02600	MAYES JACK NELSON MAYES LAURA ANNABELLE 73 VALLEY RD DUNDAS, ONT L9H 5S4	73 VALLEY RD CON 2 PT LOT 22 PT LOT 23 FW DUN	34.30	0	34.30	\$1,372.00
100-200-02800	PARK EMILE TOKY PARK BETTY CHRISTINA 101 VALLEY RD DUNDAS, ONT L9H 5S4	101 VALLEY RD CON 2 PT LOT 23 FW DUN	86.20	0	86.20	\$3,448.00
			328.91	0	328.91	\$13,156.40

CONTROL LIST FOR - DUNDAS - WATERMANS

ASSESSMENT ROLL NUMBER	ASSESSED OWNER & MAILING ADDRESS	PROPERTY ADDR DESCRIPTION	FRONTAGE ADJUTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT
100-200-0000	ROYAL AUTANTICAL GARDENS BOX 399 HAMILTON, ONT	CON 2 PT LOT 23 PT LOT 24 FW DUN	1,154.81	42.68	1,112.13	\$44,485.20
100-200-0000	ARMED JAMES CARMELLO 300 OLD GUELPH RD DUNDAS ONT	300 OLD GUELPH RD CON 2 PT LOT 26 FW DUN PART L94 SV3 PROP ASSESSED IN FLAM	45.72	0	45.72	\$1,828.80
100-200-0000	GOVERNMENT SERVICES MINISTRY DEPT OF LAND PERGUSON BLOCK 1314 FLA M7A 1A1 TORONTO ONT	CON 2 PT LOT 26 FW DUN PATTERSON RD	155.83	0	155.83	\$6,233.20
100-200-0000	SUTHERLAND BETTY 4 GUELPH RD HAMILTON ONT	156 PATERSON RD L9A 222 CON 2 PT LOT 25 FW DUN	95.81	0	95.81	\$3,832.40
100-200-0000	GREENE PATRICK JOSEPH GREENE JOHN FRANCES GREENE WILLIAM LEO GREENE JOSEPH ALLAN C/O 44 CUMMING CRT BOSTON ONT	PATTERSON RD CON 2 PT LOT 25 FW DUN L96 1V3	124.66	0	124.66	\$4,986.40
100-200-0000	PHILLIPS CATHERINE KAUSTO PATRICIA 100 PATERSON RD DUNDAS ONT	100 PATERSON RD CON 2 PT LOT 24 PT LOT 25 FW DUN L6H 1V7 FW DUN	307.91	6.10	301.81	\$12,072.40
100-200-0000	WOLSKI EDWIN WOLSKI EDWARD ERWIN 45 EAST AVE N HAMILTON ONT	PATTERSON RD CON 2 PT LOT 24 FW DUN L3L SH5	47.60	0	47.60	\$1,904.00
100-200-0000	WOLSKI ADOLF F 1305 GRAYHAM RD KELWNA, B C	PATTERSON RD V1K 1J8 CON 2 PT LOT 24 FW DUN	53.34	0	53.34	\$2,133.60
			1,985.68	48.78	1,936.90	\$77,476.00

CONTROL LIST FOR DUNDAS - WATERMAINS

ASSESSMENT ROLL NUMBER	ASSESSED OWNER & MAILING ADDRESS	PROPERTY ADDRESS DESCRIPTION	FRONTAGE ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT
100-230-04600	PARK WILLIAM EDWARD PARK JANICE ISOBEL DUNDAS, ONT	30 PATERSON RD CON 2 PT LOT 23 FW DUN	79.25	0	79.25	\$3,170.00
100-230-04601	MCNEILGER ARTHUR CARL 75 PATERSON RD DUNDAS, ONT	72 PATERSON RD CON 2 PT LOT 24 FW DUN	60.96	0	60.96	\$2,438.40
100-230-04602	ROYAL BOTANICAL GARDENS P.O. BOX 329 HAMILTON, ONT	PATERSON RD CON 2 PT LOT 23 PT LOT 24 FW DUN	407.52	6.10	401.42	\$16,056.80
100-230-04603	HAMILTON-WENTWORTH REGIONAL MUNICIPALITY HAMILTON, ONT	PATERSON RD CON 2 PT LOT 23 FW DUN PART OF PROPERTY IN FLM	115.25	0	115.25	\$4,610.00
100-230-04604	PARK MARY JOSEPHINE 121 VALLEY RD DUNDAS ONT	121 VALLEY RD CON 2 PT LOT 23 FW DUN PART OF PROPERTY IN FLM	59.95	36.58	23.37	\$ 934.80
100-230-04605	ACKER FRELAN MAYNARD ACKER LILLIAN CLARA 105 PATERSON RD DUNDAS ONT	105 PATERSON RD PLAN 604 LOT 635 L9H 5T2	46.89	36.58	10.31	\$ 412.40
100-230-04606	TRINQUER THOMAS JEROME 109 PATERSON RD DUNDAS, ONT	109 PATERSON RD L9H 5T2 PLAN 604 LOT 634	22.96	0	22.96	\$ 918.40
100-230-04607	MCJONERICH GERO MCJONERICH MARIA M S 70 LILLIAN AVE DUNDAS ONT	70 LILLIAN AVE PLAN 604 PT LOT 631 PT LOT L9H 5T5 632 PT LOT 633	121.08	36.58	84.50	\$3,380.00
			913.86	115.84	798.02	\$31,020.80

CONTROL LIST FOR - DUNDAS - WATERMANS

ASSESSMENT ROLL NUMBER	ASSESSED OWNER & MAILING ADDRESS	PROPERTY ADDR DESCRIPTION	FRONTAGE ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT
100-230-06200	TIGCHELAAR, PETER TIGCHELAAR, CHERYL 64 LILLIAN AVE DUNDAS, ONT	64 LILLIAN AVE PLAN 604 LOT 629 TO 630 L9H 5T6	30.48	0	30.48	\$1,219.20
100-230-06201	WILKINSON, ROSS, DAVID WILKINSON, SUSAN ELIZABETH 6 MURROW AVE DUNDAS, ONT	6 MURROW AVE PLAN 604 LOT 627 TO 628 L9H 5S9	71.02	36.58	34.44	\$1,377.60
100-230-06202	WILKINSON, ROBERT GARY WILKINSON, GARETH 110 AUGUSTA ST HAMILTON, ONT	143 WESLEY AVE PLAN 604 LOT 636 TO 638 L9H 1H4	81.99	36.58	45.42	\$1,816.80
100-230-06203	WELCH, JAMES DONALD WELCH, ALAN MEREDITH 131 WESLEY AVE DUNDAS, ONT	LILLIAN AVE PLAN 604 LOT 625 TO 626 L9H 5S7	71.02	36.58	34.44	\$1,377.60
100-230-06204	GAUDREAU, THEODORE, PAUL GAUDREAU, ROSE MARY 46 LILLIAN AVE DUNDAS, ONT	48 LILLIAN AVE PLAN 604 LOT 623 TO 624 L9H 5T4	30.48	0	30.48	\$1,219.20
100-230-06205	PIVONKA, JULIUS PIVONKA, SHARRON 44 LILLIAN AVE DUNDAS, ONT	44 LILLIAN AVE PLAN 604 LOT 621 TO 622 L9H 5T4	30.48	0	30.48	\$1,219.20
100-230-06206	METZGERS, JOHN METZGERS, MARGARET 79 WILIAM ST HAMILTON, ONTARIO	LILLIAN AVE PLAN 604 LOT 619 TO 620 L8L 5T6	30.48	0	30.48	\$1,219.20
100-230-06207	METZGERS, JOHN METZGERS, FLORIAN 77 DEERHURST DRIVE STONEY CREEK, ONT	LILLIAN AVE PLAN 604 LOT 617 TO 618 L8E 2E5	345.95	109.74	236.22	\$9,448.80

CONTROL LIST FOR DUNDAS - WATERMANS

ASSESSMENT ROLL NUMBER

ASSESSED OWNER & MAILING ADDRESS

PROPERTY ADDRESS DESCRIPTION

FRONTAGE ADJUTING LAND

EXEMPT FRONTAGE

FRONTAGE SUBJECT TO RATE

EST. LUMP SUM CASH PAYMENT

100-210-0000 MARGARET JOHNSON
79 LILLIAN AVE
DUNDAS ONTARIO

PLAN 604 LOT 615 TO 616

L9L 516

100-210-0000 MARGARET JOHNSON
79 LILLIAN AVE
DUNDAS ONTARIO

PLAN 604 LOT 617 TO 620

L9H 557

100-210-0000 MARGARET JOHNSON
79 LILLIAN AVE
DUNDAS ONTARIO

PLAN 604 LOT 621 TO 624

L9L 712

100-210-0000 MARGARET JOHNSON
79 LILLIAN AVE
DUNDAS ONTARIO

PLAN 604 LOT 625 TO 628

L9H 557

\$1,219.20

100-210-0000 MARGARET JOHNSON
79 LILLIAN AVE
DUNDAS ONTARIO

PLAN 604 LOT 629 TO 632

L9H 557

\$1,219.20

100-210-0000 MARGARET JOHNSON
79 LILLIAN AVE
DUNDAS ONTARIO

PLAN 604 LOT 633 TO 636

L9H 557

\$1,204.40

100-210-0000 MARGARET JOHNSON
79 LILLIAN AVE
DUNDAS ONTARIO

PLAN 604 LOT 637 TO 640

R2H 517

100-210-0000 MARGARET JOHNSON
79 LILLIAN AVE
DUNDAS ONTARIO

PLAN 604 LOT 641 TO 644

L9H 472

\$3,642.80

91.07

36.58

127.65

1/14/76

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REGIONAL FINANCE

CONTROL LIST FOR - DUNDAS - WATERMANS

ASSESSMENT ROLL NUMBER	ASSESSED OWNER & MAILING ADDRESS	PROPERTY ADDR DESCRIPTION	FRONTAGE ADJUTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT
100-200-1200	BARTONS ANTON 12 YENVILLE CT HAMILTON, ONT	L9C 5W3 PLAN 604 LOT 453 TO 454				
100-200-1200	MUEFFEL, ALEXANDER WILLIAM HUFFMAN AUGUSTA MARIA 134 MINA AVE DUNDAS ONT	L9H 5T3 PLAN 604 LOT 449 TO LOT 452				
100-200-1200	BERLIN LOTHAR ERNST BERLEIN HALIBAUD EVA 115 MINA AVE DUNDAS ONT	L9H 5T4 PLAN 604 LOT 447 TO 448	38.71	0	38.71	\$1,548.40
100-200-1240	PAPPAS THOMAS 309 MAIN ST E HAMILTON ONTARIO	L9N 1H8 PLAN 604 LOT 430 TO 431	69.19	36.58	32.61	\$1,304.40
100-200-1260	LASCOS AMIE 196 COMDEPLAND AVE HAMILTON ONTARIO	L9M 1Z6 PLAN 604 LOT 428 TO 429	30.48	0	30.48	\$1,219.20
100-200-1260	PAPPAS JOHN VASIL 309 MAIN ST E HAMILTON ONTARIO	L9H 1H3 PLAN 604 LOT 426 TO 427	30.48	0	30.48	\$1,219.20
100-200-1300	ISAAC EUGEN 88 ROSINA AVE DUNDAS ONT	L9H 5T9 PLAN 604 LOT 424 TO 425	30.48	0	30.48	\$1,219.20
100-200-1340	CUTLER TERRY ROBERT CUTLER JEANETTE LOUISE 33 LILLIAN AVE DUNDAS ONT	35 LILLIAN AVE PLAN 504 LOT 541 TO 552 LOT L9H 5T3 575 TO 576 L 583 TO 586 INCL	107.90 307.24	36.58 73.16	71.32 234.08	\$2,852.80 \$9,363.20

CONTROL LIST FOR DUNDAS - WATERMANS

ASSESSMENT ROLL NUMBER	ASSESSED OWNER & MAILING ADDRESS	PROPERTY ADDR DESCRIPTION	FRONTAGE ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT
100-280-33400	RC EPTSCOPAL CORP 0100 HAM 700 KING ST HAMILTON, ONT	L8P 1C7 CON 2 PT LOT 27 FW DUN	192.02	0	192.02	\$7,680.80
100-280-33400	TOWN OF DUNDAS TOWN HALL DUNDAS, ONT	L9H 2P4 CON 2 PT LOT 27 FW DUN	110.60	6.10	104.50	\$4,180.00
100-280-33400	ONTARIO HYDRO PROPERTY DIVISION 700 UNIVERSITY AVE TORONTO, ONT	256 1X0 CON 2 PT LOT 27 FW DUN	30.37	0	30.37	\$1,214.80
100-280-34000	SINGH SUNKHRAH SINGH RATIAN MOL 24 ELUNA CRES HAMILTON ONT	CON 2 PT LOT 27 FW DUN	212.83	6.10	206.73	\$8,269.20
100-280-34200	ALCHELM OTTO MICHELY MARTHA 339 OLD GUELPH RD DUNDAS, ONT	L3H 5V5 CON 2 PT LOT 27 FW DUN	71.63	0	71.63	\$2,865.20
100-280-34400	ADKINS DEREK JOHN ADKINS HAZEL IRENE 343 OLD GUELPH RD DUNDAS ONT	L9H 5V5 CON 2 PT LOT 27 FW DUN	25.91	0	25.91	\$1,036.40
100-280-34600	PYLE ROBERT RUSSEL PYLE MARJORIE LILLIAN 347 OLD GUELPH RD DUNDAS ONT	L9H 5V5 CON 2 PT LOT 27 FW DUN	21.34	0	21.34	\$ 853.60
100-280-34800	GOVERNMENT SERVICES MINISTRY DIRECTOR MUNICIPAL SUBSISTE 777 JAY STREET 12TH FLOOR TORONTO ONT	CON 2 PT LOT 27 FW DUN RP 62R4966 PART 1	55.76	6.10	49.66	\$1,986.40
			720.46	18.30	702.16	\$28,096.40

REGIONAL FINANCE CONTROL LIST FOR - DUNDAS - WATERMAINS

ASSESSMENT ROLL NUMBER	ASSESSOR & MAILING ADDRESS	PROPERTY ADDR DESCRIPTION	FRONTAGE ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT
100-280-35007	KRISTENSEN ERNA 179 JOHN ST S HAMILTON, ONT	OLD GUELPH RD CON 2 PT LOT 26 FW DUN	197.37	6.10	191.27	\$7,650.80
100-280-35454	1310 HWY 6 HAMILTON ONT	CON 2 PT LOT 27 FW DUN	30.48	0	30.48	\$1,219.20
100-280-35455	PALTARUKAS GEDIMINAS PRANAS 1413 A HWY 6 HAMILTON ONT	CON 2 PT LOT 27 FW DUN	364.46	6.10	358.36	\$14,334.40
100-280-35456	CARR GERALD MARTIN 725 YORK RD DUNDAS ONT	CON 2 PT LOT 28 FW DUN	205.64	42.68	162.96	\$6,518.40
100-280-35457	TUCK BORDON RAYMOND 717 YORK RD DUNDAS ONT	CON 2 PT LOT 28 FW DUN	60.89	0	60.89	\$2,435.60
100-280-35458	CUMMER ROBERT PERCIVAL 101 LOYALIST DR HAMILTON ONT	CON 2 PT LOT 28 FW DUN	59.09	6.10	52.99	\$2,119.60
100-280-35459	PALTARUKAS GEDIMINAS PRANAS 504 375 WATERLOO ONTARIO	CON 2 PT LOT 27 FW DUN RP62R6762 PART 1	93.32	6.10	87.22	\$3,488.80
100-280-35460	CLIFFORD DOUGLAS NIELSEN 707 YORK RD DUNDAS ONT	CON 2 PT LOT 27 FW DUN	42.37	0	42.37	\$1,694.80
			1,053.62	67.08	986.54	\$39,461.60

CONTROL LIST FOR DUNDAS - WATERMANS							
ASSESSMENT ROLL NUMBER	ASSESSED OWNER L MAILING ADDRESS	PROPERTY ADDR DESCRIPTION	FRONTAGE ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT	
100-280-37000	SCULTORP ANTHONY GEOFFREY SCULTORP LINDA ELIZABETH 701 YORK RD DUNDAS, ONT L9H 5A9	CUN 2 PT LOT 27 FW DUN	31.85	0	31.85	\$1,274.00	
100-280-37200	QUELLING YANCY JOAN STANTON JOHN RICHARD 645 YORK RD DUNDAS, ONT L9H 5A9	CUN 2 PT LOT 27 FW DUN	60.96	0	60.96	\$2,438.40	
100-280-37400	HARNER JAMES DAVID HARNER PATRICIA JANET 681 YORK RD DUNDAS, ONT L9H 5A9	CUN 2 PT LOT 27 FW DUN	63.25	0	63.25	\$2,530.00	
100-280-37500	HARMER CLAYTON ESTATE 681 YORK RD DUNDAS, ONT L9H 5A9	CUN 2 PT LOT 27 FW DUN	347.50	36.58	310.92	\$12,436.80	
100-280-37600	MACDONALD ANDREW JOHN MACDONALD GRACE BEATRICE 250 OLD GUELPH RD DUNDAS, ONT L9H 5A9	250OLD GUELPH RD PLAN 604 LOT 10 TO 12	30.48	0	30.48	\$1,219.20	
100-280-38000	BUTTIVANT RANDY ALLAN BUTTIVANT MARY ELIZABETH 244 OLD GUELPH RD DUNDAS, ONT L9H 5A9	244OLD GUELPH RD PLAN 604 LOT 8 TO 9	30.48	0	30.48	\$1,219.20	
100-280-38200	ELNICK BRUCE CLIFFORD ELNICK MARIE CAROLINE 240 OLD GUELPH RD DUNDAS, ONT L9H 5A9	240OLD GUELPH RD PLAN 604 LOT 6 TO 7	30.48	0	30.48	\$1,219.20	
100-280-38400	MARTIN OCTAVE JOSEPH 236 OLD GUELPH RD DUNDAS, ONT L9H 5A9	236OLD GUELPH RD PLAN 604 LOT 3 TO LOT 5	45.72	0	45.72	\$1,828.80	
			640.72	36.58		\$24,165.60	

SCHEDULE "AA" TO BY-LAW NO.
REGIONAL FINANCE

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CITYTAL LIST FOR - DUNDAS - WATERMANS

ASSESSMENT ROLL NUMBER	ASSESSED OWNER & MAILING ADDRESS	PROPERTY ADDR DESCRIPTION	FRONTAGE ADJUTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT
100-280-3450	INTERMUNALIST CITY 7TH DIV ADV REFORM MOVEMENT CONFERENCE 232 OLD GUELPH RD DUNDAS ONTARIO L9H 5X6	2320LD GUELPH RD PLAN 604 LOT 1 TO 2 LOT 86 TO 87	147.65	73.15	74.50	\$2,980.00
100-280-3451	SALEN, DOMINIQUE AXIN SALEN, JACQUELINE KAYE 5 WEST AVE DUNDAS ONT L9H 5Z1	5 WEST AVE PLAN 604 LOT 84 TO 95	30.48	0	30.48	\$1,219.20
100-280-3452	DELANEY, KEVIN RUSSELL DELANEY, VERNA LORRAINE 9 WEST AVE DUNDAS, ONT L9H 5Z1	9 WEST AVE PLAN 604 LOT 82 TO 83	30.48	0	30.48	\$1,219.20
100-280-3453	JUSTERVELLO, DANIEL 11 WEST AVE DUNDAS ONT L9H 5Z1	11 WEST AVE PLAN 604 LOT 81	15.24	0	15.24	\$ 609.60
100-280-3454	AMERSON, STEVEN HERBERT AMERSON, LINDA DIANE JEAN 15 WEST AVE DUNDAS ONT L9H 5Z1	15 WEST AVE PLAN 604 LOT 80	15.24	0	15.24	\$ 609.60
100-280-3455	FRITZ, HERBERT FRITZ, ISORIO LIESELOTTE 19 WEST AVE DUNDAS ONT L9H 5Z1	19 WEST AVE PLAN 604 LOT 77 TO 79	45.72	0	45.72	\$1,828.80
100-280-3456	MILTZ, SANDOLPH MANNING MILTZ, YVETTE MARGARET 25 WEST AVE DUNDAS ONT L9H 5Z1	25 WEST AVE PLAN 604 LOTS 76 75	51.60	0	51.60	\$2,064.00
100-290-4090	LUECK, BEVERLEY COLBOURNE LUECK, JOYCE 26 WEST AVE DUNDAS ONT L9H 5Z2	26 WEST AVE PLAN 604 LOT 100 TO LOT 103	52.51	0	52.51	\$2,100.40
			388.92	73.15	315.77	\$12,630.80

CONTROL LIST FOR DUNDAS - WATERMANS

ASSESSMENT ROLL NO. & R	ASSESSED OWNER & MAILING ADDRESS	PROPERTY ADDR DESCRIPTION	FRONTAGE ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT
100-280-4100	YOUNG CAROLINE 22 BEST AVE DUNDAS UNIT	22BEST AVE L9H 522 PLAN 604 LOT 98 TO 99	30.48	0	30.48	\$1,219.20
100-280-4120	KUMINS JAMES PATRICK WEST DARTMOUTH STANLEY WEST MARY ANN 13 BEST AVE DUNDAS UNIT	16BEST AVE PLAN 604 LOT 96 TO 97	30.48	0	30.48	\$1,219.20
100-280-4160	CAREY JEREMIAH 12 BEST AVE DUNDAS UNIT	12BEST AVE PLAN 604 LOT 94 AND 95	30.48	0	30.48	\$1,219.20
100-280-4180	ROSEHART ALBERT ROSEHART CAROLYN CECILLE 12 BEST AVE DUNDAS UNIT	10BEST AVE PLAN 604 LOT 93	15.24	0	15.24	\$ 609.60
100-280-4200	PRYOR PATRICIA BEVERLY 6 BEST AVE DUNDAS UNIT	6BEST AVE L9H 522 PLAN 604 PT LOT 90 LOTS 91 AND 92	40.64	0	40.64	\$1,625.60
100-280-4220	MULHOLLAND ROBERT STEPHEN 671 YORK RD DUNDAS UNIT	671YORK RD L9H 523 PLAN 604 LOT 88 TO 89 PT LOT 90	72.33	36.58	35.75	\$1,430.00
100-280-4240	PIKSAJUM GERTRAUDE MARGARET 605 YORK RD DUNDAS UNIT	655YORK RD L9H 523 PLAN 604 LOT 170	20.65	0	20.65	\$ 826.00
100-280-4260	FLETCHER DEREK FLETCHER SHELILA 661 YORK RD DUNDAS UNIT	651YORK RD PLAN 604 LOT 171	58.09	36.58	21.51	\$ 860.40
			298.39	73.16	225.23	\$9,009.20

CONTROL LIST FOR - DUNDAS - WATERMANS

ASSESSMENT ROLL NUMBER	ASSESSED OWNER & MAILING ADDRESS	PROPERTY ADDR DESCRIPTION	FRONTAGE ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT
100-280-42700	NEDZIELLA KLAUS ROBERT NEDZIELLA ERIKA SOPHIE 9 FLEMING AVE DUNDAS ONT L9H 5Z5	9 FLEMING AVE PLAN 604 LOT 167 TO 169	45.72	0	45.72	\$1,828.80
100-280-42402	GORDON JACQUIN LAURENCE GORDON ARIANE 15 FLEMING AVE DUNDAS ONT L9H 5Z5	15 FLEMING AVE PLAN 604 LOT 165 TO 166	30.48	0	30.48	\$1,219.20
100-280-43100	GORDON JOAQUIN L GORDON FLEMING AVE DUNDAS ONT L9H 5Z5	FLEMING AVE PLAN 604 LOT 164	15.24	0	15.24	\$ 609.60
100-280-43200	GORDON KESLEY GORDON IRENE 21 FLEMING AVE DUNDAS ONT L9H 5Z5	21 FLEMING AVE PLAN 604 LOT 162 TO 163	30.48	0	30.48	\$1,219.20
100-280-43400	HOAREY JULIAN VICTOR HOAREY CHRISTINE PIERRETTE 25 FLEMING AVE DUNDAS ONT L9H 5Z5	25 FLEMING AVE PLAN M-604 LOTS 160 AND 161	30.48	0	30.48	\$1,219.20
100-280-43600	FLECK EDMOND FLECK JOYCE 16 CHOPIN COURT HAMILTON ONTARIO L9T 2Y6	FLEMING AVE PLAN 604 LOT 158 TO 159	30.48	0	30.48	\$1,219.20
100-280-43800	LINSERMAN BERNARD LINSERMAN SUSAN 31 FLEMING AVE DUNDAS ONT L9H 5Z5	31 FLEMING AVE PLAN 604 LOT 156 TO 157	25.68	0	25.68	\$1,027.20
100-280-44000	KOLFE STANLEY CLAUDE KOLFE DOROTHY JANET 26 FLEMING AVE DUNDAS ONT L9H 5Z4	26 FLEMING AVE PLAN 604 LOT 184 TO 185	30.48	0	30.48	\$1,219.20
			239.04	0	239.04	\$9,561.60

REG - FINANCE
 CONTROL LIST FOR DUNDAS - WATERMANS

ASSESSMENT ROLL NUMBER	ASSESSED OWNER & MAILING ADDRESS	PROPERTY ADDR DESCRIPTION	FRONTAGE ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT
100-280-44700	MARTIN KENNETH NORMAN 22 FLEMING AVE DUNDAS ONT	22 FLEMING AVE PLAN 604 LOT 182 TO 183 L9H 524	30.48	0	30.48	\$1,219.20
100-280-44700	SCHMIDT DAVID SCHMIDT MARIA 14 FLEMING AVE DUNDAS ONT	14 FLEMING AVE PLAN 604 LOT 180 TO 181 L9H 524	30.48	0	30.48	\$1,219.20
100-280-44700	FITZPATRICK STANLEY ELLEN FITZPATRICK JOAN ELLEN 14 FLEMING AVE DUNDAS ONT	14 FLEMING AVE PLAN 604 LOT 177 TO 179 L9H 524	45.72	0	45.72	\$1,828.80
100-280-44700	CHONTOS TIMOR ZOLTAN CHONTOS JOAN CAROL 1 FLEMING AVE DUNDAS ONT	8 FLEMING AVE PLAN 604 LOT 175 TO 176 L9H 524	30.48	0	30.48	\$1,219.20
100-280-44700	HARDY RAYMOND HARDY NELLIE 6 FLEMING AVE DUNDAS ONT	6 FLEMING AVE PLAN 604 LOT 172 TO 174 L9H 524	81.53	36.58	44.95	\$1,798.00
100-280-45200	SMITH COLIN GABRIEL SMITH PATRICIA DEBORAH-ANN 647 YORK RD RR 2 DUNDAS ONT	647 YORK RD PLAN 604 LOT 206 TO 207 L9H 526	78.79	36.58	42.21	\$1,688.40
100-280-45400	STEARNS PHILIP LESLIE STEARNS JUANNE MARGARET 7 SOVEREIGN AVE DUNDAS ONT	7 SOVEREIGN AVE PLAN 604 LOT 204 TO 205 L9H 528	30.48	0	30.48	\$1,219.20
100-280-45400	WALSH EUGENE VERNON WALSH SYRILE ANNETTA 11 SOVEREIGN AVE DUNDAS ONT	11 SOVEREIGN AVE PLAN 604 LOT 202 TO 203 L9H 528	30.48	0	30.48	\$1,219.20
			358.44	73.16	285.28	\$11,411.20

COUNTY LIST FOR - DUNDAS - WATERAINS

ASSESSMENT ROLL NUMBER	ASSESSED OWNER & MAILING ADDRESS	PROPERTY ADDR DESCRIPTION	FRONTAGE ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT
100-280-46500	WILSON IAIN HEWITT 15 SOVEREIGN AVE DUNDAS ONT	15 SOVEREIGN AVE PLAN 604 LOT 200 TO 201	30.48	0	30.48	\$1,219.20
100-280-46500	MC CLOY JOHN SHELDON 19 SOVEREIGN AVE DUNDAS ONT	19 SOVEREIGN AVE PLAN 604 LOT 198 TO 199	30.48	0	30.48	\$1,219.20
100-280-46500	HARRY LEONARD KENNETH JARRY DENISE FAY 23 SOVEREIGN AVE DUNDAS ONT	23 SOVEREIGN AVE PLAN 604 LOT 196 TO 197	30.48	0	30.48	\$1,219.20
100-280-46500	ONTARIO HYDRO PROPERTY DIVISION 700 UNIVERSITY AVE TORONTO, ONT	SOVEREIGN AVE PLAN 604 LOT 194 TO 195 ETC	30.48	0	30.48	\$1,219.20
100-280-46500	ONTARIO HYDRO PROPERTY DIVISION 700 UNIVERSITY AVE TORONTO, ONT	SOVEREIGN AVE PLAN 604 LOT 196 TO LOT 193	128.52	6.10	122.42	\$4,896.80
100-280-46500	ARNETT GEORGE EDWARD ARNETT DORIS PATRICIA 46 SOVEREIGN AVE DUNDAS ONT	46 SOVEREIGN AVE PLAN 604 LOT 228 TO 229	15.24	0	15.24	\$ 609.60
100-280-46500	LEBLANC ROBERT LEE LEBLANC GUORUN 42 SOVEREIGN AVE DUNDAS ONT	42 SOVEREIGN AVE PLAN 604 LOT 226 TO 227	30.48	0	30.48	\$1,219.20
100-280-46500	WEINER RONALD PAUL WEINER LINDA ANN 38 SOVEREIGN AVE DUNDAS, ONT	38 SOVEREIGN AVE PLAN 604 LOT 224 TO 225	30.48	0	30.48	\$1,219.20
			326.64	6.10	320.54	\$12,821.60

CONTROL LIST FOR DUNDAS - WATERMANS

ASSIGNMENT ROLL NUMBER	ASSESSED OWNER & MAILING ADDRESS	PROPERTY ADDR DESCRIPTION	FRONTAGE ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT
100-230-47303	OKMAN KOR OKMAN PERA 34 SOVEREIGN AVE DUNDAS ONT	PLAN 604 LOT 222 TO 223	30.48	0	30.48	\$1,219.20
100-230-47305	OKMAN KOR PROPERTY DIVISION 700 UNIVERSITY AVE TORONTO, ONT	SOVEREIGN AVE PLAN 504 LOT 216 TO LOT 221	91.44	0	91.44	\$3,657.60
100-230-48100	BURTON ROY WALTER BURTON SANDRA JUNE 16 SOVEREIGN AVE DUNDAS ONT	PLAN 604 LOT 214 TO 215	30.48	0	30.48	\$1,219.20
100-230-48200	KING THOMAS KING LINDA SUKTEL 12 SOVEREIGN AVE DUNDAS ONT	PLAN 504 LOT 212 TO 213	30.48	0	30.48	\$1,219.20
100-230-48400	ALLEN MARY MAUDE 480 MAPLE AVE APT 515 BURLINGTON ONT	LTS 1M4 PLAN 604 LOT 209 TO LOT 211 PT LOT 208	94.68	36.58	58.10	\$2,324.00
100-250-48000	RAWLINS DAVID JACK 635 YORK RD DUNDAS, ONT	PLAN 527 CON 2 PT LOT 26 FW DUN	67.09	0	67.09	\$2,683.60
100-280-50200	THOMAS MURRAY PERCY THOMAS JOYCE ANN 619 YORK RD DUNDAS ONT	PLAN 604 LOT 378 TO LOT 382 L9H 6A1 LOTS 299 TO 303	196.32	42.68	153.64	\$6,145.60
100-280-50600	THOMAS MURRAY PERCY 619 YORK RD DUNDAS, ONT	ROSINA AVE PLAN 6A1 PLAN 604 LOT 386	15.24	0	15.24	\$ 609.60
			556.21	79.26	476.95	\$19,078.00

CONTROL LIST FOR - DUNDAS - WATERMANS

ASSESSMENT ROLL NUMBER	ASSESSED OWNER & MAILING ADDRESS	PROPERTY ADDR DESCRIPTION	FRONTAGE ADJUTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT
100-280-50000	EVANS ROBERT 609 YORK RD DUNDAS ONT	609 YORK RD PLAN 604 LOT 383 TO 385	52.46	6.10	46.36	\$1,854.40
100-280-51000	DAVIN LAYL MARGARET 601 YORK RD DUNDAS ONT	601 YORK RD PLAN 604 LOT 495 TO LOT 497	52.46	6.10	46.36	\$1,854.40
100-280-52000	CASCIOLI STEFANO 184 CUSBERLAND AVE HAMILTON ONT	YORK RD PLAN 604 PT WESTLANDS PLAN 604 LOT 498 TO 500	237.22	6.10	231.12	\$9,244.80
100-280-52600	COOK JAMES 4010A COOK KATHERINE ISABELLE 551 YORK RD DUNDAS, ONT	551 YORK RD CON 2 PT LOT 24 FM DUN CON 1 PT LOT 24 FM DUN	30.48	0	30.48	\$1,219.20
100-280-52700	CARTWRIGHT GEORGE A CARTWRIGHT MARION JEAN 561 YORK RD DUNDAS, ONT	561 YORK RD CON 2 PT LOT 24 FM DUN CON 2 PT LOT 24 FM DUN	45.72	0	45.72	\$1,828.80
100-280-52800	CARTWRIGHT ETHEL ESTATE 557 YORK RD DUNDAS, ONT	557 YORK RD L9H 6A2 CON 2 PT LOT 24 FM DUN	286.51	0	286.51	\$11,460.40
GRAND TOTAL			704.85	18.30	686.55	\$27,462.00

CONTROL LIST FOR DUNDAS - WATERMAINS

ASSESSMENT ROLL NUMBER	ASSESSED OWNER & MAILING ADDRESS	PROPERTY ADDR DESCRIPTION	FRONTAGE ADJUTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT
100-280-13000	FORO JOSEPH GREER 41 LILLIAN AVE DUNDAS, ONT	PLAN 604 LOT 591 TO 582	30.48	0	30.48	\$1,219.20
100-280-13000	SHORSOLE PEREK RICHARD 43 LILLIAN AVE DUNDAS, ONT	PLAN 604 LOT 579 TO 580	30.48	0	30.48	\$1,219.20
100-280-14000	CONVENOTTI VITO THOMAS 47 LILLIAN AVE DUNDAS, ONT	PLAN 604 LOT 577 TO 578	30.48	0	30.48	\$1,219.20
100-280-14000	RISSF ARNO WILLI 49 LILLIAN AVE DUNDAS, ONT	PLAN 604 LOT 572 TO 574	84.43	36.58	47.85	\$1,914.00
100-280-15000	POMPEZKI KARL MICHAEL 60 LILLIAN AVE DUNDAS, ONT	PLAN 604 LOT 570 TO 571	30.48	0	30.48	\$1,219.20
100-280-15200	VANDENBERG CORNELIUS 69 LILLIAN AVE DUNDAS, ONT	PLAN 604 LOT 568 TO 569	30.48	0	30.48	\$1,219.20
100-280-15400	LADINS OTTO VIKTORS 32 GRANTON ST WATERLON, ONTARIO	PLAN 604 LOT 565 TO 567	93.00	36.58	56.42	\$2,256.80
100-280-15600	SHERWOOD KEVIN 121 PATTERSON RD DUNDAS, ONT	PLAN 604 LOT 563 TO 564	50.36	0	50.36	\$2,014.40
			380.19	73.16	307.03	\$12,281.20

CUMULATIVE LIST FOR - DUNDAS - WATERMANS

ASSESSMENT ROLL NUMBER	ASSESSED OWNER & MAILING ADDRESS	PROPERTY ADDR DESCRIPTION	FRONTAGE ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT
100-200-15800	HEERLEIN LOTHAR ERNST HEERLEIN WALTERAUDA EVA 136 MINA AVE DUNDAS, ONT	PLAN 504 LOT 560 TO 562 L9H 514	45.72	0	45.72	\$1,828.80
100-200-16000	STANISLAW CURRIE FRANK 133 MINA AVE DUNDAS, ONT	PLAN 514 LOT 557 TO LOT 559 L9H 514	45.72	0	45.72	\$1,828.80
100-200-16200	HUFFMAN ALEXANDER WILLIAM HUFFMAN AUGUSTIA MARIA 124 MINA AVE DUNDAS, ONT	PLAN 504 LOT 553 TO 556 L9H 514	99.67	36.58	63.09	\$2,523.60
100-200-16400	STICKER PAUL ARTHUR STICKER PAMELA SUF 133 MINA AVE DUNDAS, ONT	PLAN 504 LOT 539 TO 540 L9H 517	38.10	0	38.10	\$1,524.00
100-200-17000	PLASANTVIEW ESTATES INC C/O PETER G. LUSH LASH ASSOCIATES LTD 500 BASANT ST STE 16 BURLINGTON ONT	SOUTH DR PLAN 604 LOT 436 TO LOT 438 LOT 441 LOT 442 L7R 436	30.48	0	30.48	\$1,219.20
100-200-17200	SZCZEPAN RUDOLPH KAROL SZCZEPAN IRMGARD 113 ROSINA AVE DUNDAS, ONT	PLAN 604 LOT 432 TO LOT 435 L9H 6A3	38.71	0	38.71	\$1,548.40
100-200-17400	ZSILINSKY CHARLES ZSILINSKY LIDIA 123 MINA AVE DUNDAS, ONT	PLAN 504 LOT 443 TO LOT 446 L9H 517	99.67	36.58	63.09	\$2,523.60
100-200-18000	VEJVANKA PAVEL VEJVANKA MARIA 37 ROSINA AVE DUNDAS, ONT	PLAN 604 LOT 331 TO LOT 336 LOT 338 TO LOT 349 L9H 6P3	182.88 580.95	6.10 79.26	176.78 501.69	\$7,071.20 \$20,067.60

CONTROL LIST FOR DUNDAS - WATERMANS

ASSESSMENT ROLL NUMBER	ASSESSED OWNER & MAILING ADDRESS	PROPERTY ADDR DESCRIPTION	FRONTAGE ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT
100-200-2100	ALDRIDGE, KATHIE ALDONA 1760 MAIN ST W APT 4003 HAMILTON, ONT	SOVEREIGN AVE PLAN 604 LOT 231 TO 232 L9H 5V1	101.19	0	101.19	\$4,047.60
100-200-2100	NEWSMITH, JOHN KEVIN NEWSMITH, JANE WILSON 151 PATTERSON RD DUNDAS, ONT	151 PATTERSON RD CON 2 PT LOT 25 FW DUN L9H 5V1	101.19	0	101.19	\$2,786.80
100-200-2100	NOVACK, JANE NOVACK, ALICE 133 PATTERSON RD DUNDAS, ONT	133 PATTERSON RD CON 2 PT LOT 25 FW DUN L9H 5V1	69.67	0	69.67	\$3,260.40
100-200-2100	GATENE, PATRICK JOSEPH GATENE, JOHN FRANCIS GATENE, WILLIAM LEO GATENE, JOSEPH ALBAN C/O 44 CUMMING CRT ANCASTER, ONT	PATTERSON RD CON 2 PT LOT 25 FW DUN L9H 1V3	81.51	0	81.51	\$2,133.60
100-200-2100	HOFFMANN, GUSTAV HOFFMANN, DOREEN MURIEL 133 PATTERSON RD DUNDAS, ONT	133 PATTERSON RD CON 2 PT LOT 26 FW DUN L9H 5V1	53.34	0	53.34	\$2,635.60
100-200-2100	PIGGOT, ROBERT ALLEN CALDER, MARY ELIZABETH 356 OLD GUELPH RD DUNDAS, ONT	356 OLD GUELPH RD CON 2 PT LOT 26 FW DUN L9H 5V4	65.89	0	65.89	\$1,221.20
100-200-2100	ELJECK, THEODORE WOODROW 378 OLD GUELPH RD DUNDAS, ONT	378 OLD GUELPH RD CON 2 PT LOT 26 FW DUN L9H 5V4	30.53	0	30.53	\$1,365.20
100-200-2100	MACKLEM, HARVEY ALLEN MACKLEM, LOIS MAUREEN 372 OLD GUELPH RD DUNDAS, ONT	372 OLD GUELPH RD CON 2 PT LOT 26 FW DUN L9H 5V4	34.13 436.26	0 0	34.13 436.26	\$17,450.40

CONTROL LIST FOR - DUNDAS - WATERMANS

ASSESSMENT ROLL NUMBER	ASSESSED OWNER & MAILING ADDRESS	PROPERTY ADDR DESCRIPTION	FRONTAGE ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE CASH PAYMENT	EST. LUMP SUM CASH PAYMENT
100-280-21800	RUSSELL THOMAS MCGREGOR RUSSELL JANET MCGREGOR 366 OLD GUELPH RD DUNDAS ONT L9H 5V4	366 OLD GUELPH RD CON 2 PT LOT 26 FW DUN	35.05	0	35.05	\$1,402.00
100-280-21800	ANTONIO PIETRO MICHELE ANNE 362 OLD GUELPH RD DUNDAS ONT L9H 5V4	362 OLD GUELPH RD FLAMMOROUGH & CON 2 PT LOT 26 RP 62R4461 PART 1	42.14	6.10	36.04	\$1,441.60
100-280-22000	WILLIAM RUDNEY BRUCE 350 OLD GUELPH RD DUNDAS ONT L9H 5V4	350 OLD GUELPH RD CON 2 PT LOT 26 FW DUN	79.17	6.10	73.07	\$2,922.80
100-280-22200	TAYLOR DOUGLAS HAZEN 345 OLD GUELPH RD DUNDAS ONT L9H 5V4	346 OLD GUELPH RD CON 2 PT LOT 26 FW DUN	27.43	0	27.43	\$1,097.20
100-280-22400	WATSON HAROLD ALEXANDER WATSON IRIS AARIL 342 OLD GUELPH RD DUNDAS ONT L9H 5V4	342 OLD GUELPH RD CON 2 PT LOT 26 FW DUN	104.24	36.58	67.66	\$2,706.40
100-280-22600	LEWIS ROSE GORDON DAVID LEWIS CAROLINE GEORGINA 74 HOME ST DUNDAS ONT L9H 5V7	74 HOME ST CON 2 PT LOT 26 FW DUN	31.39	0	31.39	\$1,255.60
100-280-22800	LABELLE RAYMOND JOSEPH 70 HOME ST DUNDAS ONT L9H 5W3	70 HOME ST CON 2 PT LOT 26 FW DUN	24.99	0	24.99	\$ 999.60
100-280-23000	FLOREN RAYNE HAROLD FLOREN SUSAN JANET 66 HOME ST DUNDAS ONT L9H 5W3	66 HOME ST CON 2 PT LOT 26 FW DUN	22.86	0	22.86	\$ 914.40
			367.27	48.78	318.49	\$12,739.60

CONTROL LIST FOR DUNDAS - WATERMAINS

ASSESSMENT ROLL NUMBER	ASSESSED OWNER MAILING ADDRESS	PROPERTY ADDR DESCRIPTION	FRONTAGE ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT
100-280-23200	HORWATH DENNIS CHRISTOPHER 84 HOME ST DUNDAS ONT	64 HOME ST CON 2 PT LOT 26 FW DUN	22.86	0	22.86	\$ 914.40
100-280-23400	DEAN RUTH SUSANNE 50 HOME ST DUNDAS ONT	60 HOME ST LYH 503 CON 2 PT LOT 26 FW DUN	75.29	0	75.29	\$3,011.60
100-280-23600	ODDY DOREEN MURIEL C/O MR RUSSELL HOFFMAN 183 PATTERSON RD DUNDAS ONT	HOME ST CON 2 PT LOT 26 FW DUN	326.10	6.10	320.00	\$12,800.00
100-280-24000	KELSH BRIAN ANTHONY KEUGH IRENE ANN 43 HOME ST DUNDAS ONT	43 HOME ST PLAN 604 PT LOT 135 TO LYH 502 PT LOT 138	84.82	36.58	48.24	\$1,929.60
100-280-24200	FIELD DAVID WOODRUFF FIELD BONNIE LYNN 47 HOME ST DUNDAS ONT	47 HOME ST PLAN 604 PT LOT 135 TO LYH 502 PT LOT 138	22.86	0	22.86	\$ 914.40
100-280-24400	LANE DONALD LEONARD LANE CAROLYN LORRAINE 53 HOME ST DUNDAS ONT	53 HOME ST PLAN 604 PT LOT 135 TO LYH 502 PT LOT 138	22.86	0	22.86	\$ 914.40
100-280-24500	SMIAROWSKI GABRIEL SMIAROWSKI MARTA 55 HOME ST DUNDAS ONT	55 HOME ST PLAN 604 PT LOT 135 TO LYH 502 PT LOT 138	22.86	0	22.86	\$ 914.40
100-280-24600	SHARP ARYAN NEILSON SHARP SUSAN ANN 61 HOME ST DUNDAS ONT	61 HOME ST PLAN 604 LOT 133 TO 134 LYH 502	66.14 643.79	36.58 79.26	29.56 564.53	\$1,182.40 \$22,581.20

11/14/89

SCHEDULE A TO B1-LAW NO.
REF. AL FINANCE

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CONTROL LIST FOR DUNDAS - WATERMANS

ASSESSMENT ROLL NUMBER	ASSESSED OWNER & MAILING ADDRESS	PROPERTY ADDR DESCRIPTION	FRONTAGE ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT
100-280-27000	ROGERS JOHN KENDALL 101 MURKIN ST DUNDAS ONT	101 MORROD ST PLAN 604 LOT 145 L9H 5V3	90.37	0	90.37	\$3,614.80
100-280-27000	SAVARE IVY GERTRUDE 1 WOODS ST DUNDAS ONT	BEST AVE PLAN 604 LOT 117 L9H 1J3	62.76	36.58	26.18	\$1,047.20
100-280-27000	CASE RINALD JAMES CASE ELAINE IRENE 74 BEST AVE DUNDAS ONT	74 BEST AVE PLAN 604 LOT 115 TO 116 L9H 5W1	30.48	0	30.48	\$1,219.20
100-280-27000	HULLY BRIAN EDWARD 30 PATTERSON RD DUNDAS ONT	BEST AVE PLAN 604 LOT 113 TO 114 L9H 5S6	30.48	0	30.48	\$1,219.20
100-280-27000	MCKEAY BARBARA ANNE 30 PATTERSON RD DUNDAS ONT	BEST AVE PLAN 604 LOT 111 TO 112 L9H 5S6	30.48	0	30.48	\$1,219.20
100-280-27000	CALLAGNO VITTORIO CALLAGNO VALERIE JEAN 62 WEST AVE DUNDAS ONT	62 WEST AVE PLAN 604 LOT 109 TO 110 L9H 5W1	30.48	0	30.48	\$1,219.20
100-280-27000	CALLAGNO VITTORIO CALLAGNO VALERIE JEAN 62 WEST AVE DUNDAS ONT	62 WEST AVE PLAN 604 LOT 109 TO 110 L9H 5W1	30.48	0	30.48	\$1,219.20
100-280-27000	PLEASANTVIEW ESTATES INC C/O PETER G LUSH E ASSOCIATES LTD 400 PRATT ST STE 16 MONTREAL ONT	BEST AVE PLAN 604 LOT 62 L7K 4d6	15.24 290.29	0 36.58	15.24 253.71	\$ 609.60 \$10,148.40

CONTROL LIST FILE - DUNDAS - WATERMANS

ASSESSMENT ROLL NUMBER	ASSESSED OWNER MAILING ADDRESS	PROPERTY ADDR DESCRIPTION	FRONTAGE ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT
100-230-29600	ALLUM BRIAN JOHN 83 WEST AVE DUNDAS ONT	PLAN 604 LOT 59 TO LOT 61 L9H 521	94.46	36.58	57.88	\$2,315.20
100-230-29601	CLIFF DOUGLAS G CLIFF LINDA 112 MORROW ST DUNDAS ONT	112 MORROW ST PLAN 604 LOT 57 TO 58 L9H 5V7	81.08	36.58	44.50	\$1,780.00
100-230-29602	COAKLING NIGEL WILLIAM CHARLTON MARY EDNA 59 WEST AVE DUNDAS ONT	59 WEST AVE PLAN 604 LOT 55 TO 56 L9H 5W6	30.48	0	30.48	\$1,219.20
100-230-29603	KEMP RAYMOND KEMP KAREN PAULINE 75 WEST AVE DUNDAS ONT	75 WEST AVE PLAN 604 PT LOTS 52, 53 L9H 5W6	30.48	0	30.48	\$1,219.20
100-230-29604	CASE HOWIN GEORGE CASE MAUREEN 99 WEST AVE DUNDAS ONT	99 WEST AVE PLAN 604 LOT 50 TO 51 L9H 5W6	30.48	0	30.48	\$1,219.20
100-230-29605	TURCOTTE GAETAN PHILLIP TURCOTTE AUDREY PHYLLIS 103 WEST AVE DUNDAS ONT	103 WEST AVE PLAN 604 LOT 48 TO 49 L9H 5W6	30.48	0	30.48	\$1,219.20
100-230-29606	KENDALL LESLIE NORMAN KENDALL LYNDIA DIANNE 75 HOME ST DUNDAS ONT	75 HOME ST PLAN 504 LOT 46 TO 47 L9H 5V6	71.63	36.58	35.05	\$1,402.00
100-230-29607	FILDES PAVOL PETER 61 HOME ST DUNDAS ONT	61 HOME ST PLAN 504 PT LOT 44 LOT 45 L9H 5V6	30.48 399.57	0 109.74	30.48 289.83	\$1,219.20 \$11,593.20

CONTROL LIST FOR DUNDAS - WATERMANS

ASSESSMENT ROLL NUMBER	ASSESSED OWNER & MAILING ADDRESS	PROPERTY ADDR DESCRIPTION	FRONTAGE ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT
100-280-30000	CUNNINGHAM DANIEL TIMOTHY 85 HOME ST DUNDAS, ONT	L9H 5V6 PLAN 604 LOT 43 PT LOT 44	73.46	36.58	36.88	\$1,475.20
100-280-30220	DEVILLAR ARUCE EDWARD DEVILLAR LAURA SUSAN 330 OLD GUELPH RD DUNDAS, ONT	3300LD GUELPH RD PLAN 504 LOT 41 TO 42 L9H 5W4	30.48	0	30.48	\$1,219.20
100-280-30240	ALBERT ALVIN JAMES 322 OLD GUELPH RD DUNDAS, ONT	3260LD GUELPH RD PLAN 504 LOT 39 TO 40 L9H 5W4	30.48	0	30.48	\$1,219.20
100-280-30600	MACCANNELL JAMES ALEXANDER MACCANNELL VALERIE ANNE 322 OLD GUELPH RD DUNDAS, ONT	3220LD GUELPH RD PLAN 604 LOT 37 TO 38 PT LOT 52 PT LOT 53 L9H 5W4	30.48	0	30.48	\$1,219.20
100-280-30600	NELSON GERALD ALBERT 94 WEST AVE DUNDAS, ONT	OLD GUELPH RD PLAN 5W5 LOT 36 LOT 54 L9H 5W5	30.48	0	30.48	\$1,219.20
100-280-31000	HODGWIN JANA T 312 OLD GUELPH RD DUNDAS, ONT	3180LD GUELPH RD PLAN 604 LOT 35 L9H 5W4	15.24	0	15.24	\$ 609.60
100-280-31700	MIETTEL CZESLAW MIETTEL RITA JOYCE 312 OLD GUELPH RD DUNDAS, ONT	3120LD GUELPH RD PLAN 604 LOT 32 TO 34 L9H 5W4	96.32	36.58	59.74	\$2,389.60
100-280-31400	SMITH KENNETH LEROY SMITH MARILYN EDITH 300 OLD GUELPH RD DUNDAS, ONT	3060LD GUELPH RD PLAN 604 LOT 31 L9H 5W8	63.83 370.77	36.58 109.74	27.25 261.03	\$1,090.00 \$10,441.20

CONTROL LIST FOR - DUNDAS - WATERMANS

ASSESSMENT ROLL NUMBER	ASSESSED OWNER & MAILING ADDRESS	PROPERTY ADDR DESCRIPTION	FRONTAGE ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	EST. LUMP SUM CASH PAYMENT
100-280-31800	ONTARIO HYDRO PROPERTY DIVISION 700 UNIVERSITY AVE TORONTO ONT	OLD GUELPH RD PLAN 604 LOT 30 TO 23 LOT M5G 1X0 63 TO 73	248.72	0	248.72	\$9,948.80
100-280-31810	PLEASANT VIEW SURVEYS LIMITED C/O MRS CONSTANCE STEPHENS 95 SUMMIT HILL AVE TORONTO ONT	OLD GUELPH RD PLAN 604 LOT 22 FW DUN M4T 1A9	20.12	0	20.12	\$804.80
100-280-32700	WISDOME ERIKA DUSOME JAMES 282 OLD GUELPH RD DUNDAS ONT	2820LD GUELPH RD PLAN 604 LOT 19 TO 21 L9H 5W3	45.72	0	45.72	\$1,828.80
100-280-32710	KURTIN ROBERT MICHAEL 370 OLD GUELPH RD DUNDAS ONT	2760LD GUELPH RD PLAN 604 LOT 17 TO 18 L9H 5W3	30.48	0	30.48	\$1,219.20
100-280-32410	POSTER ROBERT HOWARD PORTER GLORIA IRENE 322 OLD GUELPH RD DUNDAS ONT	2720LD GUELPH RD PLAN 604 PT LOT 14 LOT 15 TO 16 LOT 74 L9H 5W3	38.10	0	38.10	\$1,524.00
100-280-32600	PONA MIKOLAJ PONA ZBISLA PONA ADOLF 263 OLD GUELPH RD DUNDAS ONT	2680LD GUELPH RD PLAN 604 LOT 13 PT LOT 14 L9H 5W3	38.73	0	38.73	\$1,549.20
100-280-33200	PLEASANTVIEW ESTATES INC C/O PETER G LUSH & ASSOCIATES LTD 400 HURONTARIO ST STE 10 BURLINGTON ONT	OLD GUELPH RD PLAN 604 PT ROSEDALE L9H 4B6	55.98	0	55.98	\$2,239.20
100-280-33290	CUM THEODORE CUM WINIFRED ANN 70 NORTH DR DUNDAS ONT	70 NORTH DRIVE PLAN 604 PT ROSEDALE L9H 6P7	20.15	0	20.15	\$806.00
			498.00	0	498.00	\$19,920.00

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-028

Bill No. 1227

THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. The Action of the Council at its meeting held on the 19th day of January in respect of each recommendation contained in the Reports of its Committees.

<u>NAME</u>	<u>NO.</u>	
Economic Development & Planning Committee Report	3-88	
Engineering Services Committee Report	3-88	
Finance and Personnel Committee Report	2-88	as amended
Health and Social Services Committee Report	2-88	
Transportation Services Committee Report	2-88	

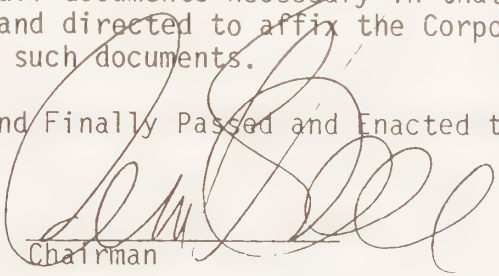
and Regional Officials

<u>NAME</u>	<u>NO.</u>
Chairman's Report	3-88

considered by Council at the said meeting, and in respect of each motion, resolution and other action passed and taken by the Council at its said meetings, is, except where prior approval of the Ontario Municipal Board is required, hereby adopted, ratified and confirmed.

2. The Chairman of the Council and the proper officials of the Regional Municipality are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and, except where otherwise provided, the Chairman, the Clerk and the Treasurer are hereby directed to execute all documents necessary in that behalf, and the Clerk is hereby authorized and directed to affix the Corporate Seal of the Regional Corporation to all such documents.

READ A FIRST, SECOND AND THIRD TIME and Finally Passed and Enacted this 16th, day of February, 1988.


Chairman


Clerk

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-029

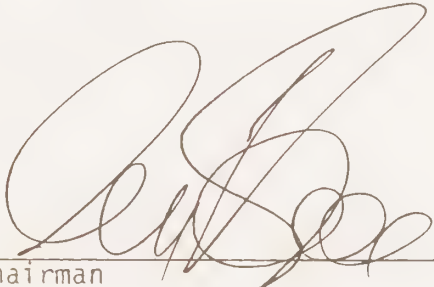
To exempt the occupiers of certain shops from the provisions of the Regional Store Closing By-law.

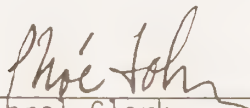
WHEREAS upon application of certain shops outlined on Schedule "A" to this By-law, it has been recommended by the Regional Legislation and Reception Committee that such shops be exempt from the store closing hours on the dates and at the times indicated.

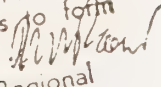
NOW THEREFORE the Council of the Regional Municipality of Hamilton-Wentworth ENACTS AS FOLLOWS:

1. THAT the occupiers of the shops named on Schedule "A" attached to this by-law are hereby exempt from the closing provisions of Section 2(1) (b) of Regional By-law No. R79-202 and may remain open for business on the dates and at the times indicated.
2. THAT all other provisions of Regional By-law No. R79-202 are to remain in full force and effect for the shops described in Schedule "A" of this By-law.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED AND ENACTED
this 1st day of March, 1988.


Chairman


Regional Clerk

Approved
as to form

Regional
Solicitor.

SCHEDULE "A"

TO BY-LAW NO. R88- 029

Shops referred to in By-law No. R88- and located at the respective locations.

1. THAT the following retail shop(s) in the area municipalities of Hamilton and ~~Stoney Creek~~ be exempted from Regional By-law No. R79-202 for the purpose of holding a special sale on the dates and at the times indicated:

1. HAMILTON

Friday, March 25, 1988
9:00 p.m. to 11:59 p.m.

Club Monaco

2 King Street West
Jackson Square Mall
Hamilton, Ontario

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-030

TO PROVIDE FOR

1. THE CONSTRUCTION OF SANITARY SEWERS AND RELATED PRIVATE DRAIN CONNECTIONS AS DESCRIBED IN SCHEDULE "A" HERETO ON BARTON STREET FROM WINONA ROAD TO 285 METERS WESTERLY, IN THE CITY OF STONEY CREEK.
2. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON ABUTTING OWNERS TO PAY A PORTION OF THE COST OF CONSTRUCTING THE SANITARY SEWERS.
3. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON PARTICULAR LOTS TO BE SERVED BY THE SAID PRIVATE DRAIN CONNECTIONS.

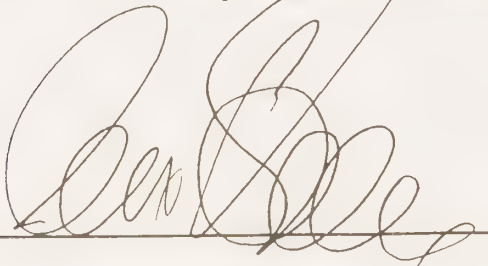
WHEREAS the Council of the Regional Municipality of Hamilton-Wentworth (here and after called the "Region") in adopting on the 2nd day of February, 1988, Clause 5 of the 2-88 Report of the Engineering Services Committee authorized the construction of Sanitary Sewers on Barton Street from Winona Road to 285 metres westerly, in the City of Stoney Creek as a local improvement under Section 11 and 3 respectively of the Local Improvement Act, R.S.O. 1980, c.250.

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

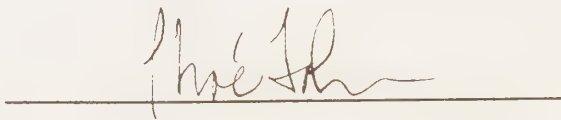
1. THAT the construction of the said Sanitary Sewers on Barton Street from Winona Road to 285 metres westerly, in the City of Stoney Creek at an estimated cost of \$150,000.00 and the said private drain connections at an estimated cost of \$26,000.00 is hereby authorized, as set out on Schedule "A" hereto.
- 2.(a) THAT the share of the estimated cost of the described Sanitary Sewers to be borne by the owners of the lots liable to be specially assessed is \$70,203.00 and the amount to be specially assessed against such owners is hereby authorized at the actual equal special rate per metre of such frontage sufficient to defray the actual cost and payable by such owners in 15 annual consecutive installments.

- (b) THAT the share of the estimated cost of the described Private Drain connections be specially assessed upon the particular lots to be served.
- 3.(a) THAT the cost of the works described in Section 1 hereof are to be financed from special assessments, subsidies, monies received from any other source, and by the issue and sale of debentures of The Region in the amount of \$70,203.00 which are to be authorized by a subsequent by-law or by-laws and which are to be repayable over a term of not more than 15 years.
- (b) THAT pending the sale of debentures referred to in sub-section (a) of this Section and the receipt of special assessments, subsidies, or monies from any other source, the Chairman and the Treasurer of The Region may borrow money not exceeding \$176,000.00 for the purpose described in Section 1 hereof.
- (c) THAT the sum or sums of money borrowed pursuant to sub-section (b) of this section are to be repaid out of the special assessments, subsidies received, monies received from any other source and the proceeds of the sale of debentures of The Region.
4. THAT notwithstanding the provisions of this by-law the amount to be debentured pursuant to the provision hereof is not to exceed the net cost to The Region after deducting any special assessments, subsidies or contributions from the Province of Ontario or from any other source in respect of the undertaking described in Section 1 hereof.
5. THAT the proper officials of The Region are hereby authorized and directed to do all things necessary to carry-out the terms of this by-law except that no contract for the construction of the described works is to be entered into without the approval of the Council of the Regional Municipality of Hamilton-Wentworth.
6. THAT schedule "A" forms part of this by-law.

Read a First, Second and Third Time and Finally Passed and Enacted
this 1st day of March, 1988



CHAIRMAN



CLERK

Approved
as to form
Regional
Solicitor

SCHEDULE "A"

TO BY-LAW NO. R88-030

<u>DESCRIPTION</u>	<u>COST PER CONNECTION</u>	<u>TOTAL COST</u>	<u>REGION'S SHARE OF COST</u>	<u>OWNER'S SHARE OF COST</u>
Sanitary Sewer on Barton Street from Winona Road to 385 metres westerly, in the City of Stoney Creek		\$150,000.00	\$79,797.00	\$70,203.00
and				
Related Private Drain Connections	\$1,300.00	\$ 26,000.00		\$26,000.00

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO R88-031

BEING A BY-LAW TO AUTHORIZE THE IMPOSITION
OF A SPECIALLY ASSESSED RATE UPON THE OWNERS
OF LANDS ABUTTING THE SANITARY SEWERS
AS DESCRIBED IN SCHEDULE "A" HERETO AND A
SPECIALLY ASSESSED RATE ON PARTICULAR LOTS
TO BE SERVED BY PRIVATE DRAIN CONNECTIONS
AS DESCRIBED IN SCHEDULE "B" HERETO ON BARTON STREET
FROM WINONA ROAD TO 285 METERS WESTERLY, IN
THE CITY OF STONEY CREEK.

WHEREAS The Regional Municipality of Hamilton-Wentworth (here and after called the "Region") intends to install Sanitary Sewers on Barton Street from Winona Road to 285 meters westerly, in the City of Stoney Creek as a local improvement at an estimated cost of \$150,000.00 and related private drain connections as described in Schedule "B" to the By-law as a local improvement at an estimated cost of \$26,000.00; and,

WHEREAS The Region may impose pursuant to The Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437, Section 97 (1) as amended, a specially assessed frontage rate to finance extension to its sewer works systems under any general Act relating to the collection and disposal of sewage and the financing thereof; and,

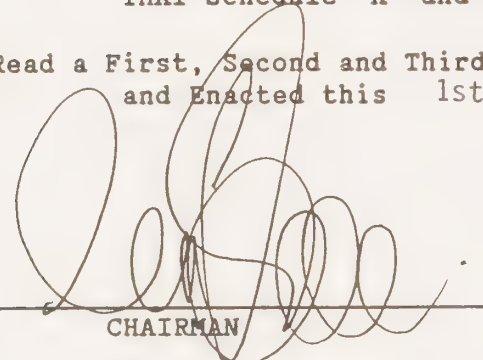
WHEREAS the Local Improvement Act, Section 11 and 3 authorizes a municipality to impose by by-law a specially assessed rate upon owners or occupants of land who derive a benefit from the said Sanitary Sewers and a specially assessed rate upon particular lots served by the private drain connections.

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

- 1.(a) THAT a specially assessed frontage rate be imposed on the owners of the lands described in Schedule "A" to this By-law, abutting the said Sanitary Sewers to be calculated on the frontage therein described being rateable for an estimated total of \$70,203.00 which shall be the portion of the total cost of the sewer works to be borne by the abutting land owners;
- (b) THAT the cost of the private drain connections be specially assessed only upon the particular lot to be served as outlined in Schedule "B" to this By-law, and in the amounts therein set out.

- (a) THAT a reduction in the case of corner lots at the junction or intersection of streets and a reduction or increase in the case of triangular or irregularly shaped lots has been made in the specially assessed rate as per Schedule "A" to this By-law;
- (b) THAT where an exemption for flankage of a lot which flankage later becomes frontage on the Sanitary Sewers, the Region may impose a specially assessed rate of such amount as would have been assessed against such flankage had it been frontage at the date of passing of this By-law.
3. THAT the owners of the lands described on Schedule "A" to this By-law may pay the total estimated rates described therein in a lump sum cash payment or in equal and consecutive annual installments over a period of fifteen (15) years together with interest fixed at the borrowing rate for this Region at the time of the calculation of the total cost of the project and the imposition of the annual installment such as shown on Schedule "A" hereto.
4. THAT Schedule "A" and Schedule "B" form part of this By-law.

Read a First, Second and Third Time and Finally Passed
and Enacted this 1st day of March, 1988



CHAIRMAN

CLERK

Approved
as to form
Regional
Solicitor

SCHEDULE "A" TO BY-LAW NO. R88-031

DESCRIPTION: Sanitary Sewers

ESTIMATED COST: \$ 150,000.00

ESTIMATED COST PER METRE FRONTAGE TO OWNER: \$150.00

LOCATION: Barton Street from Winona Road to 285 metres westerly, in the City of Stoney Creek

Estimated portion to be financed by a specially assessed rate imposed on adjoining owners and occupants and the calculation of interest rates for the cost of the project to be determined.

ASSESSMENT ROLL NUMBER	DESCRIPTION OF LANDS	FRONTAGE OF ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	ESTIMATED LUMP		ASSESSED OWNER
					SUM CASH PAYMENT		
100 110 25200	Con.1 Pt.Lt. 5	40.77m	36.88m	4.19m	\$ 561.46		J.Simon/F. Ertl/ E. Maillard
100 110 25400	Con.1 Pt.Lt. 5	24.38m	0	24.38m	\$ 3,266.92		S.& J. Harmidarow
100 110 25600	Con.1 Pt.Lt. 5	32.69m	0	32.69m	\$ 4,380.46		J. & B. Schrock
100 110 25800	Con.1 Pt.Lt. 5	32.69m	36.58m	0	0		H. & V. O'Hagan
100 110 26000	Plan 113,Pt.Lt.17	66.04m	36.58m	29.46m	\$ 3,947.64		R. & J. Pearl
100 110 26200	Con. 1 Pt.Lt. 5	26.82m	0	26.82m	\$ 3,593.88		G. DalBello
100 110 26400	Con. 1 Pt.Lt. 5	26.82m	0	26.82m	\$ 3,593.88		G. & M. DalBello
100 110 27000	Con. 1 Pt.Lt. 5	42.67m	0	42.67m	\$ 5,717.78		Bell Canada
100 220 05600	Con. 2 Pt.Lt. 5	235.27m	36.58m	198.69m	\$26,624.46		H. Wilson
100 220 05400	Con. 2 Pt.Lt. 5	82.3m	0	82.3m	\$11,028.20		A. & P. Silvestri

SCHEDULE "B" TO BY-LAW NO. R88-031

NOTE: CONNECTION COST ONLY ON EACH LOT TO BE SERVED BY THE CONNECTION.

DESCRIPTION: Sanitary Sewers

LOCATION: Barton Street from Winona Road to 285 meters westerly,
in the City of Stoney Creek

NUMBER OF CONNECTIONS: 20

COST PER CONNECTION: \$1,300.00

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

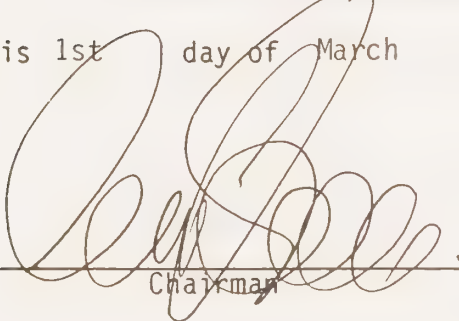
BY-LAW NO. R88-032

Being a By-law to appoint an Acting
Regional Solicitor.

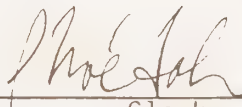
THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH enacts
as follows:

1. That Timothy R. Leblovic be appointed Acting Regional Solicitor effective March 19th, 1988 until such date as a permanent Regional Solicitor is appointed.
2. This By-law shall come into force and take effect on March 19th, 1988.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED AND ENACTED
this 1st day of March , 1988.



Chairman



Clerk

Approved
as to form
Regional
Solicitor

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-033

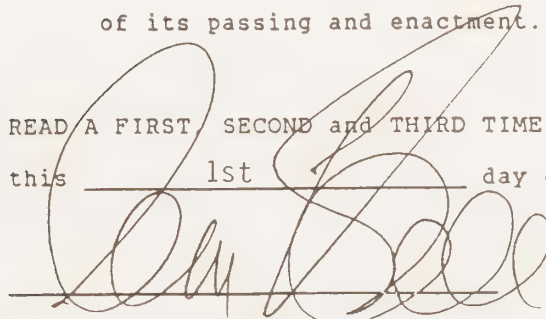
To Permit the Erection and Maintenance of
objects upon a Regional Road.

WHEREAS Section 309 (3) of the Municipal Act, R.S.O. 1980, Chapter 302, as amended, provides that the Council of every municipality may pass by-laws for permitting any person to place, construct, install, maintain, and use objects in, on, under, or over highways under such conditions as may be agreed upon for prescribing the terms and conditions upon which the same are to be placed, constructed, installed, maintained, or used, and for making such annual or other charge for the privilege conferred by the by-law as it considers reasonable.

NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF
HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. The applicant, Dofasco Inc. residing at 1330 Burlington Street East, Hamilton, being the owner of the said premises 1330 Burlington Street, Hamilton, is hereby granted the privilege of erecting and maintaining a pipe bridge over the highway allowance of Kenilworth Avenue North, just north of Dofasco Avenue, Hamilton, upon the terms and conditions contained in the agreement attached hereto as Schedule I.
2. The Regional Chairman, Regional Clerk and Regional Treasurer are hereby authorized to sign and execute all necessary documents to implement this By-law.
3. Schedule I attached to this By-law is included in and shall be considered part of this By-law.
4. This By-law shall come into force and take effect on the date of its passing and enactment.

READ A FIRST, SECOND and THIRD TIME and FINALLY PASSED and ENACTED
this 1st day of March 1988.

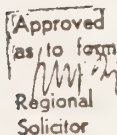


CHAIRMAN



CLERK

Approved
as to form
Regional
Solicitor



THE REGIONAL MUNICIPALITY OF HAMILTON WENTWORTH

BY-LAW NO. R88-034

To Permit the Erection and Maintenance of
Objects Upon a Regional Road.

WHEREAS Section 309 (3) of the Municipal Act, R.S.O. 1980, Chapter 302, as amended, provides that the Council of every municipality may pass by laws for permitting any person to place, construct, install, maintain, and use objects in, on, under, or over highways under such conditions as may be agreed upon for prescribing the terms and conditions upon which the same are to be placed, constructed, installed, maintained, or used, and for making such annual or other charge for the privilege conferred by the by law as it considers reasonable.

NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON WENTWORTH ENACTS AS FOLLOWS:

1. The applicant(s) Miroljub Dimitrijevic residing at 154 Cannon Street West, Hamilton and being the Owner(s) of the said premises is hereby granted the privilege of maintaining the existing building encroachment upon the highway allowance of Cannon Street West upon the terms and conditions contained in the agreement hereto as Schedule I.
2. The Regional Chairman, Regional Clerk and Regional Treasurer are hereby authorized to sign and execute all necessary documents to implement this By-law.
3. Schedule I attached to this By-law is included in and shall be considered part of this By-law.
4. This By-law shall come into force and take effect on the date of its passing and enactment.

READ A FIRST, SECOND and THIRD TIME and FINALLY PASSED and ENACTED

this 1st day of March 1988.

Approved
as to form
Regional
Solicitor

CHAIRMAN

CLERK

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-035

To amend By-law No. R88-014

WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth (hereinafter called the "Regional Corporation") on February 16, 1988 passed By-law No. R88-014 to authorize the issue of sinking fund retractable term debentures in the amount of \$25,800,000 for the purposes of The Corporation of the City of Hamilton ("Hamilton"), The Corporation of the Town of Dundas ("Dundas") and The Corporation of the Town of Flamborough ("Flamborough");

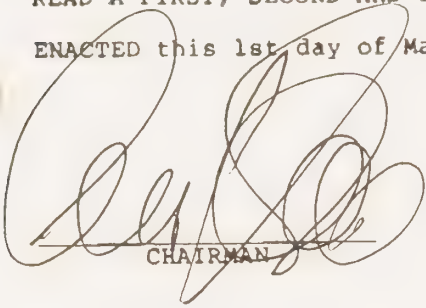
AND WHEREAS Section 8 of said By-law No. R88-014, which appears on page 4 thereof, among other things, sets out the amount for interest and the amount for deposit in the Sinking Fund to be levied against Hamilton, Dundas and Flamborough, respectively, in each year of the currency of the sinking fund retractable term debentures authorized by By-law No. R88-014 and as well sets out the total amount to be deposited in the Sinking Fund in each such year. The amounts to be levied against Dundas and Flamborough respectively and the total recorded under the heading "Sinking Fund Deposit" as set out in Section 8 of By-law No. R88-014 are not correct;

AND WHEREAS the correct amounts to be levied against Dundas and Flamborough and the correct total recorded under the heading "Sinking Fund Deposit" are to be set out in Section 8 of By-law No. R88-014, the Council of the Regional Corporation wishes to delete the existing page 4 from By-law No. R88-014 (on which Section 8 appears) and to substitute therefor an amended page 4 identical in all respects with the existing page 4 except for the fact that Section 8 which appears on the amended page 4 sets out the correct amounts to be levied against Dundas and Flamborough and the correct total under the heading "Sinking Fund Deposit";

NOW THEREFORE THE COUNCIL OF THE REGIONAL CORPORATION
HEREBY ENACTS as follows:

Page 4 of By-law No. R88-014 is hereby deleted and the
attached page 4 is hereby substituted therefor.

READ A FIRST, SECOND AND THIRD time and finally PASSED AND
ENACTED this 1st day of March, 1988.


CHAIRMAN
CLERK

HRD^B6HAMWE:VWCORP

provisions of the Regional Act and by the provisions of Section 143(a) and 146 of the Municipal Act (with appropriate adjustment after March 1, 1993 for debentures redeemed under the terms hereof) and in each such year the amount required to pay the said two amounts (for interest and for deposit in the Sinking Fund) shall be and are hereby levied by a special rate sufficient therefor over and above all other rates upon all rateable property in Hamilton, Dundas and Flamborough to the extent that such amounts have not been provided for by any special rate or rates imposed on persons or property made especially liable therefor by any other by-law or by-laws passed by Hamilton, Dundas and Flamborough in accordance with any general or special Act.

8. There shall be raised in each year during the First Interest Period the said sum of \$2,515,500 for interest on the said debentures, there shall be raised in each year during the Second Interest Period the said sum of \$2,580,000 for interest on the said debentures and there shall be raised in each year during the said ten year period from the date of the debentures the amount of \$1,780,961 for deposit in the Sinking Fund for the payment of the principal of the said debentures and in each such year, for the purposes set out in Column 1 of the said Schedule "A", the said two amounts shall be and are hereby levied against Hamilton, Dundas and Flamborough in the respective amounts as follows:

MUNICIPALITY	FIRST INTEREST PERIOD (March 1, 1988 to March 1, 1993)	SECOND INTEREST PERIOD (March 2, 1993 to March 1, 1998)	SINKING FUND DEPOSIT	ANNUAL TOTAL FIRST INTEREST PERIOD	ANNUAL TOTAL SECOND INTEREST PERIOD
Hamilton	\$2,393,722.50	) \$2,455,100.00)	) \$1,694,743.00)	\$4,088,465.50	\$4,149,843.00
Flamborough	\$ 12,406.58	) \$ 12,724.70)	) \$ 8,784.00)	\$ 21,190.58	\$ 21,508.70
Dundas	\$ 109,370.92	) \$ 112,175.30)	) \$ 77,434.00)	\$ 186,804.92	\$ 189,609.30
TOTAL	\$2,515,500.00	\$2,580,000.00	\$ 1,780,961.00	\$ 4,296,441.00	\$4,360,961.00

USE ONLY
FOR OFFICIAL USE

(1) Registry ☒ Land Titles ☐		(2) Page 1 of 4 pages	
(3) Property Identifier(s)		Block	Property
		Additional See Schedule ☐	
(4) Nature of Document Debenture By-law			
(5) Consideration Dollars \$			
(6) Description To authorize the issue of sinking fund retractable term debentures in the amount of \$25,800,000 for the purposes of The Corporation of the City of Hamilton ("Hamilton"), The Corporation of the Town of Dundas ("Dundas") and The Corporation of the Town of Flamborough ("Flamborough").			
(7) This Document Contains:		(a) Redescription New Easement Plan/Sketch ☐	(b) Schedule for: Description ☐ Additional Parties ☐ Other ☐

New Property Identifiers

Additional: See Schedule ☐

Executions

Additional: See Schedule ☐

(8) This Document provides as follows:

Section 8 of said By-law No. R88-014, which appears on page 4 thereof, sets out the amount for interest and the amount for deposit in the Sinking Fund to be levied against Hamilton, Dundas and Flamborough, respectively, in each year of the currency of the sinking fund retractable term debentures authorized by By-law No. R88-014; the Council of the Regional Corporation wishes to delete the existing page 4 from By-law No. R88-014 (on which Section 8 appears) and to substitute therefor an amended page 4 identical in all respects with the existing page 4 except for the fact that Section 8 which appears on the amended page 4 sets out the correct amounts to be levied against Dundas and Flamborough and the correct total under the heading "Sinking Fund Deposit", (SEE BY-LAW R88-035 ATTACHED)

Continued on Schedule ☐

(9) This Document relates to instrument number(s)

(10) Party(ies) (Set out Status or Interest)

Name(s)	Signature(s)	Date of Signature Y M D
Regional Municipality of Hamilton-Wentworth, Regional Clerk		1988 03 03

(11) Address for Service

(12) Party(ies) (Set out Status or Interest)

Name(s)	Signature(s)	Date of Signature Y M D

(13) Address for Service

(14) Municipal Address of Property	(15) Document Prepared by: The Regional Municipality of Hamilton-Wentworth	Fees and Tax	
		Registration Fee	
		Total	

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-036

To amend By-law No. R88-016

WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth (hereinafter called the "Regional Corporation") on February 16, 1988 passed By-law No. R88-014 to authorize the issue of sinking fund retractable term debentures in the amount of \$25,800,000 for the purposes of The Corporation of the City of Hamilton ("Hamilton"), The Corporation of the Town of Dundas ("Dundas") and The Corporation of the Town of Flamborough ("Flamborough");

AND WHEREAS Section 8 of said By-law No. R88-014, which, among other things, sets out the amount for interest and the amount for deposit in the Sinking Fund to be levied against Hamilton, Dundas and Flamborough respectively in each year of the currency of the sinking fund retractable term debentures authorized by By-law No. R88-014 and as well sets out the total amount to be deposited in the Sinking Fund in each such year. Section 8 of said By-law No. 88-014 does not however set out the correct amounts to be levied against Dundas and Flamborough or the correct total under the heading "Sinking Fund Deposit" and the Council of the Regional Corporation has accordingly had to amend By-law No. R88-014 so that the correct amounts to be levied against Dundas and Flamborough and the correct total under the heading "Sinking Fund Deposit" are set out therein;

AND WHEREAS the Council of the Regional Corporation on February 16, 1988 passed By-law No. R88-016 which provides for the borrowing of the aggregate of the sums authorized by By-laws Nos. R88-014 and R88-015 and for the issuing of one series of sinking fund retractable term debentures in the amount of \$28,000,000 therefor;

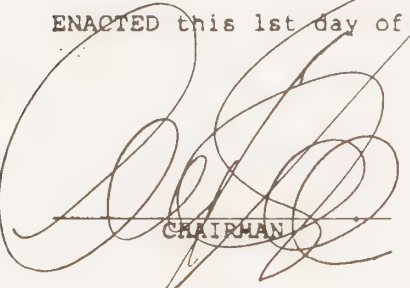
AND WHEREAS By-law No. R88-014 has been amended and By-law No. R88-016 refers to By-law No. R88-014, By-law No. R88-016 should be amended to refer to the amended By-law No. R88-014.

NOW THEREFORE THE COUNCIL OF THE REGIONAL CORPORATION HEREBY ENACTS as follows:

Paragraph (a) of the first recital of By-law No. R88-016 is hereby deleted and the following substituted therefor:

(a) By-law No. R88-014, as amended: To authorize the issue of sinking fund retractable term debentures in the total amount of \$25,800,000 for the purposes of The Corporation of the City of Hamilton, The Corporation of the Town of Dundas and The Corporation of the Town of Flamborough, and

READ A FIRST, SECOND AND THIRD time and finally PASSED AND ENACTED this 1st day of March, 1988.



CHAIRMAN

CLERK

HRD^B5HAMWE:VWCORP

FOR OFFICE USE ONLY

New Property Identifiers

Additional:
See
Schedule ☐

Executions

Additional:
See
Schedule ☐

(1) Registry ☒ Land Titles ☐ (2) Page 1 of 3 pages

(3) Property Identifier(s) Block Property Additional See Schedule ☐

(4) Nature of Document
Debenture By-law

(5) Consideration
Dollars \$

(6) Description
To authorize the issue of sinking fund retractable term debentures in the amount of \$25,800,000 for the purposes of The Corporation of the City of Hamilton ("Hamilton"), The Corporation of the Town of Dundas ("Dundas") and The Corporation of the Town of Flamborough ("Flamborough").

(7) This Document Contains: (a) Redescription New Easement Plan/Sketch ☐ (b) Schedule for: Description ☐ Additional Parties ☐ Other ☐

(8) This Document provides as follows:
To authorize by By-law No. R88-014 the total amount to be deposited in the Sinking Fund each such year. Section 8 of said By-law No. 88-014 does not however set out the correct total under the heading "Sinking Fund Deposit" and the Council of the Regional Corporation has accordingly had to amend By-law No. R88-014 on the terms set forth in By-law R88-036 (SEE ATTACHED BY-LAW)
Continued on Schedule ☐

(9) This Document relates to instrument number(s)

(10) Party(ies) (Set out Status or Interest)
Name(s) Signature(s) Date of Signature
Regional Municipality of Hamilton-Wentworth, Regional Clerk 1988 03 03

(11) Address for Service 119 King St. W., P.O. Box 910, Hamilton, Ontario L8N 3V9

(12) Party(ies) (Set out Status or Interest)
Name(s) Signature(s) Date of Signature

(13) Address for Service

(14) Municipal Address of Property (15) Document Prepared by:
The Regional Municipality of Hamilton-Wentworth
Fees and Tax
Registration Fee
Total

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-037

Bill No. 1234

THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. The Action of the Council at its meeting held on the 19th day of January in respect of each recommendation contained in the Reports of its Committees.

<u>NAME</u>	<u>NO.</u>	
Special Airport Committee Report	2-88	as amended
Economic Development & Planning Committee Report	4-88	
Engineering Services Committee Report	4-88	
Finance & Personnel Committee Report	3-88	
Freeway Steering Committee Report	2-88	
Health & Social Services Committee Report	3-88	as amended
Legislation & Reception Committee Report	3-88	as amended

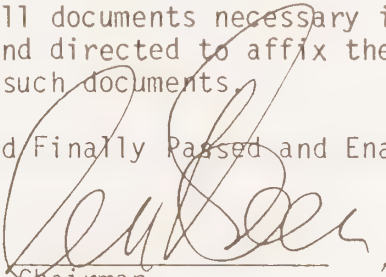
and Regional Officials

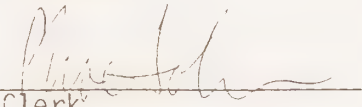
<u>NAME</u>	<u>NO.</u>
Chairman's Report	4-88

considered by Council at the said meeting, and in respect of each motion, resolution and other action passed and taken by the Council at its said meetings, is, except where prior approval of the Ontario Municipal Board is required, hereby adopted, ratified and confirmed.

2. The Chairman of the Council and the proper officials of the Regional Municipality are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and, except where otherwise provided, the Chairman, the Clerk and the Treasurer are hereby directed to execute all documents necessary in that behalf, and the Clerk is hereby authorized and directed to affix the Corporate Seal of the Regional Corporation to all such documents.

READ A FIRST, SECOND AND THIRD TIME and Finally Passed and Enacted this 1st, day of March, 1988.


Chairman


Clerk

BY-LAW NO. R88-038

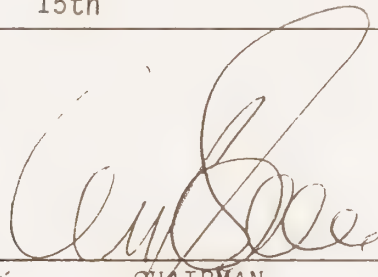
BEING A BY-LAW TO AMEND WATER AND SEWER RATES IN
BY-LAW R84-026 AND TO REPEAL SCHEDULES "A", "B", "C" and "E"
THEREIN AND TO MAKE SUBSTITUTIONS THEREFOR

WHEREAS Regional Council did approve Item 5 of 14-87 and Item 3 of 15-87 of
the Finance and Personnel Committee Report.

Now therefore the Council of the Regional Municipality of Hamilton-Wentworth
enacts as follows:

- (1) Schedules "A", "B", "C" and "E" to By-law R84-026 are repealed.
- (2) Schedules "A", "B", "C" and "E" to this By-law shall replace
the schedules named in section (1).
- (3) Schedule "G" to this By-law is hereby added as Schedule "G" to
By-law R84-026.
- (4) That the rates being charged for the disposal of overstrength
sewage be increased by 4.5% effective January 1, 1988.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED AND ENACTED
THIS 15th DAY OF March, 1988.



CHAIRMAN



CLERK

0035c - 29

Approved
as to form
Regional
Solicitor

NON-METERED RATES FOR
THE CITY OF HAMILTON
FOR 1988 AS WERE APPROVED
BY COUNCIL DECEMBER 15, 1987

Assessment of Land and Buildings

<u>From</u>	<u>To</u>	<u>1988</u>
\$ 0	\$ 500	\$ 40.07
501	1,000	43.91
1,001	1,500	47.82
1,501	2,000	51.59
2,001	2,500	59.05
2,501	3,000	62.79
3,001	3,500	70.91
3,501	4,000	74.78
4,001	4,500	78.53
4,501	5,000	82.68
5,001	5,500	87.80
5,501	6,000	90.30
6,001	6,500	98.55
6,501	7,000	102.07
7,001	7,500	105.37
7,501	8,000	110.60
8,001	8,500	116.00
8,501	9,000	121.27
9,001	9,500	126.35
9,501	10,000	131.80
10,001	11,000	142.21
11,001	12,000	152.47
12,001	13,000	162.49
13,001	14,000	172.56
14,001	15,000	182.58
15,001	16,000	192.32
16,001	17,000	201.96
17,001	18,000	211.64
18,001	19,000	221.00
19,001	20,000	230.57
20,001	25,000	274.25
25,001	30,000	315.18
30,001	35,000	353.14
35,001	40,000	388.46
40,001	45,000	420.85
45,001	50,000	449.92
50,001	60,000	501.67
60,001	70,000	543.11
70,001	80,000	583.39
80,001	90,000	614.00
90,001	100,000	636.79
over 100,000		659.31

SANITARY SEWER RATE 114%

NON-METERED RATES FOR
THE CITY OF STONEY CREEK
FOR 1988 AS WERE APPROVED
BY COUNCIL DECEMBER 15, 1987

Assessment of Land and Buildings

<u>From</u>	<u>To</u>	<u>1988</u>
\$ 0	\$ 648	\$64.44
649	1,296	64.44
1,293	1,944	64.44
1,945	2,592	64.44
2,593	3,240	75.16
3,241	3,888	75.16
3,889	4,536	81.67
4,537	5,184	81.67
5,185	5,832	81.67
5,833	6,480	82.48
6,481	7,128	82.48
7,129	7,776	82.48
7,777	8,424	86.93
8,425	9,072	86.93
9,073	9,720	87.28
9,721	10,368	89.02
10,369	11,016	90.82
11,017	11,664	92.58
11,665	12,312	94.28
12,313	12,960	96.08
12,961	14,256	99.56
14,257	15,552	102.99
15,553	16,848	106.31
16,849	18,144	109.67
18,145	19,440	113.02
19,441	20,736	116.27
20,737	22,032	119.47
22,033	23,328	122.71
23,329	24,624	125.83
24,625	25,920	129.01
25,921	32,400	143.57
32,401	38,880	157.22
38,881	45,360	169.87
45,361	51,840	181.64
51,841	58,320	192.44
58,321	64,800	202.12
64,801	77,760	219.38
77,761	90,720	233.19
90,721	103,680	246.62
103,681	116,640	256.82
116,641	129,600	264.42
over 129,600		271.93

SANITARY SEWER RATE

114%

MISCELLANEOUS RATES FOR WATER

(Referred to in Section 12(6), (7), (8) and (9))

1. Travelling Shows

The deposit required from travelling shows is Fifty Dollars (50.00) of which the sum of Thirty-Five Dollars (\$35.00) is the fee for connecting and disconnecting the water supply and a Five (\$5.00) Dollar/day usage charge for three days.

2. Tank Trucks

The rate payable for water supplied to tank trucks at the Region's coin operated stations be increased by 4.5% to \$0.516 per cubic metre or part thereof.

3. Street Hydrants

The rate payable by Area Municipalities for the use of street hydrants is One Hundred and Sixty-One Dollars (\$161.00) per annum for each street hydrant within the municipality.

4. Areas Outside the Regional Area

The rate for water supplied to municipalities for the owner or occupier of any lands outside the Regional area is the applicable meter rate set forth in Schedule "B", plus fifty per cent (50%) surcharge or such other surcharge as may be specifically defined in the Agreement between the Regional Corporation and the municipality, owner or occupier of the lands outside the Regional area.

TABLE OF FEES FOR VARIOUS SERVICES

1.	(a) Water service permit fee as referred to in Section 4(1)	\$21.00
	(b) Fees for the installation of water meters and remote readers as referred to in Section 4(1):	
	Remote Reader	45.00
	16 mm diameter	77.00
	20 mm diameter	115.00
	25 mm diameter	135.00
	38 mm diameter	310.00
	50 mm diameter	410.00
	100 mm diameter	1,760.00
	150 mm diameter	3,385.00
	200 mm diameter	4,120.00
	250 mm diameter	7,030.00
2.	For superintending the laying of the service connection and the laying or repairing of a yard service as referred to in Section 4(1) of this By-law	25.00
3.	For shutting off water at the street as referred to in Section 13(4) and 13(6)	23.00
4.	(a) For turning on water at the street as referred to in Section 4(1)	23.00
	(b) For turning water on and off during the same call	30.00
	For turning on water at the street after it has been shut off for non-payment of rates (and which includes the charge for the previous turn off), as referred to in Section 13(6)	60.00

Schedule "E" Continued to Water Works By-law

5.	For thawing out service pipes as referred to in Section 4(9)(d)	80.00
6.	For supplying water to a pool having a capacity of more than 5m ³ as referred to in Section 10(5)(c) an annual charge of	40.00
7.	For service calls other than previously specified	35.00
8.	For each Special Water Service to be connected as referred to in Section 4(17)	575.00
9.	For testing of a water meter up to and including 50 mm diameter as referred to in Section 9	31.00
10.	For testing of a water meter over 50 mm in diameter as referred to in Section 9	151.00
11.	Flow test for firefighting design purposes	50.00
12.	* For temporary connections	50.00 (+ meter rate)
13.	** For poor pressure flow tests	35.00
*	Currently this service requires a \$50.00 deposit and it is recommended that this be increased to \$200.00	
**	That there be no charge for citizens in requesting poor pressure flow tests in the first instance and where a second request is made, the citizen be advised by letter that there will be a \$35.00 charge.	

TABLE OF METERED RATES

(Referred to in Section 12(2), (3), & (4) & 13(2))

A)

RESIDENTIAL METER RATES FOR SERVICE WITH A METER 20MM OR SMALLERMinimum Charge

- (i) The minimum charge per billing period including the use of the specified volume of water is as follows:

Minimum Charge Per Billing Period

Quarterly Billing

Rates \$5.63

Consumption for 14m³

Consumption Rate

- (ii) The consumption charge per cubic metre (m³) for the amount of water used over and above the first specified column for the minimum charge per billing period is as follows:

Consumption Rate Per Cubic Metre (m³) \$0.2600

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

B) COMMERCIAL, INSTITUTIONAL AND INDUSTRIAL RATES INCLUDING
RESIDENTIAL RATES FOR SERVICES WITH A METER GREATER THAN 20MM

Minimum Charge

- (i) The minimum charge per billing period including the use of the specified volume of water is as follows:

Minimum Charge Per Billing Period		
Meter Size		Quarterly Billing
Metric	Inches	
16mm	5/8"	\$ 18.18
20mm	3/4"	24.38
25mm	1"	29.09
38mm	1 1/2"	32.34
50mm	2"	38.44
75mm	3"	66.60
100mm	4"	85.33
150mm	6"	150.98
200mm	8"	260.68
250mm	10"	401.34
Consumption for		46m ³

Consumption Rate

- (ii) The consumption charge for the amount of water used over and above the first specified column for the minimum charge per billing is as follows:

BILLING PERIOD	
Rate Per Cubic Metres (m ³)	Quarterly Billing
1988	
.2315	over 46m ³ cubic metres but not exceeding 273m ³
.2020	over 273m ³ cubic metres but not exceeding 2727m ³
.1749	over 2727m ³ cubic metres

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-039

TO AMEND

BY-LAW R76-144 TO REGULATE TRAFFIC

WHEREAS Section 36(1) of the Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Ch. 437 as amended, confers upon the Regional Municipality of Hamilton-Wentworth, with respect to the roads in the Regional Road System and the regulation of traffic thereon, all the powers conferred upon the council or corporation of a city by the Municipal Act, the Highway Traffic Act and any other Act with respect to highways; and

WHEREAS Section 210(117) of the Municipal Act, R.S.O. 1980, Chapter 302, as amended, confers upon the councils of the local municipalities the power to pass bylaws for regulating traffic on highways subject to the Highway Traffic Act; and

WHEREAS Section 315(7) of the said Municipal Act confers upon the councils of all municipalities the power to pass by-laws to provide for placing, regulating and maintaining upon the public highway traffic signs for the purposes of guiding and directing traffic; and

WHEREAS it is deemed advisable that the regulations pertaining to traffic on certain highways under the jurisdiction of the Regional Municipality of Hamilton-Wentworth be amended;

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

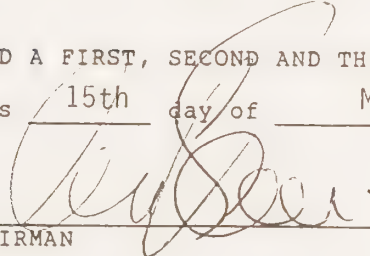
- (1) Schedule 26 (Designated Traffic Lanes) of By-Law R76-144 passed and enacted on the 7th day of September, 1976 is hereby amended by adding thereto the following item, namely:

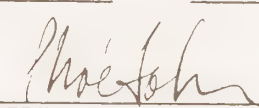
"Regional Rd. No. 424	85 metres East	Centre	Anytime	Westerly to
(Barton Street)	of Millen Rd. to	Lane		southerly and
	135 metres West			easterly to
	of Dewitt Rd.			northerly"

- (2) In all other respects, By-Law R76-144 and Schedules thereto are hereby confirmed and unchanged.
- (3) This By-Law shall come into force and take effect on the date of its passing and enactment.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED AND ENACTED

this 15th day of March 19 88.


CHAIRMAN


CLERK

Approved
as to form

Regional
Solicitor

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. 88-040

TO AMEND

BY-LAW NO. R76-144 TO REGULATE TRAFFIC

WHEREAS Section 36(1) of the Regional Municipality of Hamilton-Wentworth Act, R.S.O., 1980, Chapter 437, as amended, confers upon the Regional Municipality of Hamilton-Wentworth, with respect to the roads in the Regional Road System and the regulation of traffic thereon, all the powers conferred upon the Council or Corporation of a city by the Municipal Act, the Highway Traffic Act and any other Act with respect to highways; and

WHEREAS Section 210(117) of the Municipal Act, R.S.O., 1980, Chapter 302, as amended, confers upon the Councils of the local municipalities the power to pass by-laws for regulating traffic on highways subject to the Highway Traffic Act; and

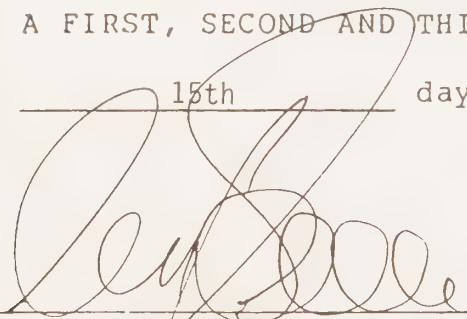
WHEREAS it is deemed advisable that the regulations pertaining to traffic on certain highways under the jurisdiction of the Regional Municipality of Hamilton-Wentworth be amended:

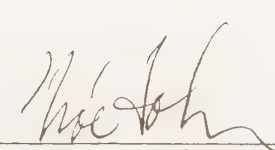
NOW, THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. By-law R76-144 passed and enacted on the 7th day of September, 1976 is hereby amended by deleting therefore Schedule "42" (Reduced Load Restrictions) in its entirety and by substituting Schedule "A" attached to this By-law therefore.
2. Schedule "A" attached to this By-law shall be included in and considered part of this By-law.
3. In all other respects, By-law R76-144 and Schedules thereto are hereby confirmed, unchanged.
4. This By-law shall come into force and take effect on the date of its passing and enactment.

READ A FIRST, SECOND AND THIRD TIME, AND FINALLY PASSED AND ENACTED

this 15th day of March, 1988.


Chairman


Clerk

Approved
as to form


Regional
Solicitor

SCHEDULE "A"
(To By-law R-88-049)
SCHEDULE 42
(To By-law R76-144)

REDUCED LOAD RESTRICTIONS
Section 7.5

	COLUMN 1			COLUMN 2	COLUMN 3
	Highway	From	To	Date Commencing	Date Commencing
a) Hamilton	(No reduced load restriction)				
b) Ancaster	Carluka Road	Sawmill Road	Glancaster Rd.	1 March	30 April
	Fiddlers Green	Jerseyville Rd.	Wilson St.	1 March	30 April
	Fiddlers Green	Hwy. 53	Carluka Rd.	1 March	30 April
	Glancaster Rd.	Hwy. 53	3.6km. S'ly.	1 March	30 April
	Glancaster Rd.	Carluka Rd.	3.0km. N'ly.	1 March	30 April
	Jerseyville Rd.	Wilson St.	Hwy 52	1 March	30 April
	Jerseyville Rd.	Weir Rd.	Sunnyridge Rd.	1 March	30 April
	Lynden Rd.	Hwy. 99	Jerseyville Rd.	1 March	30 April
	McNiven Rd.	Mohawk Rd.	Golflinks Rd.	1 March	30 April
	Sawmill Rd.	Trinity Rd.	Carluka Rd.	1 March	30 April
	Scenic Drive	City Limits	Mohawk Rd.	1 March	30 April
	Southcote Rd.	Golflinks Rd.	Hwy. 53	1 March	30 April
	Sunnyridge Rd.	Jerseyville Rd.	Hwy. 2	1 March	30 April
	Trinity Rd.	Hwy. 2	Sawmill Rd.	1 March	30 April
c) Dundas	York Rd.	King St.	Olympic Dr.	1 March	30 April
d) Stoney Creek	Fifty Rd.	Hwy. 8	Mud Street	1 March	30 April
	Glover Rd.	Q.E.W.	Hwy. 8	1 March	30 April
	Millen Rd.	Barton St.	Hwy. 8	1 March	30 April
	Mud St.	City Limits	Regional Bdry.	1 March	30 April
	New Mtn. Rd.	King St.	Ridge Rd.	1 March	30 April
	Ridge Rd.	Hwy. 20	Regional Bdry.	1 March	30 April
	Tapleytown Rd.	Ridge Rd.	Hwy. 20	1 March	30 April
	Up. Mt. Albion	Mud St.	Hwy. 53	1 March	30 April
e) Flamborough	All Regional Roads except:			1 March	30 April
	Safari Rd.	Brock Rd.	1.1km. easterly		
	Parkside Dr.	Hwy. 6	CPR crossing		
	Centre Rd.	Parkside Dr.	Carlisle Rd.		
	Sheffield Rd.	Hwy. 8	Hwy. 8		
	Rockton Rd.	Hwy. 8	Hwy. 8 -		
	Sydenham Rd.	Hwy. 5	South Town Limits		
f) Glanbrook	All Regional Roads except:			1 March	30 April
	Haldibrook Rd.	Hwy. 56	end		

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTHBY-LAW NO. R88-041

TO ALTER REGIONAL ROAD NO. 128 (CANNON STREET)
FROM BAY STREET TO VICTORIA AVENUE

CITY OF HAMILTON

WHEREAS THE Council of the Regional Municipality of Hamilton-Wentworth is empowered under Section 31 of the Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437 to exercise any of the powers formerly conferred upon the Corporation of the County of Wentworth or the Hamilton-Wentworth Suburban Roads Commissioner or the corporation of an Area Municipality in respect of the roads now included in the Regional road system.

AND WHEREAS the Council of the Regional Municipality of Hamilton-Wentworth is empowered under Section 298 of the Municipal Act, R.S.O. 1980, Chapter 302 to alter, establish, and layout any highway or part of a highway under its jurisdiction.

AND WHEREAS pursuant to Section 33(2) of the Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437, the Regional Corporation may alter any public road, other than a road under the jurisdiction and control of the Ministry of Transportation and Communications, entering or touching upon or giving access to a road in the Regional road system.

AND WHEREAS it is necessary to alter Cannon Street as described herein.

AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth at its meeting held on February 2, 1988 authorized the reconstruction and widening of Cannon Street.

AND WHEREAS Notice of This By-law has been published as required by Section 301 of the said The Municipal Act.

AND WHEREAS the Council of the Regional Municipality of Hamilton-Wentworth, through its Engineering Services Committee, has heard all persons who applied to be heard, whether in objection to, or in support of this by-law.

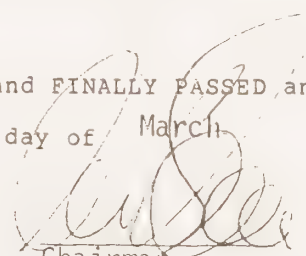
NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF
HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

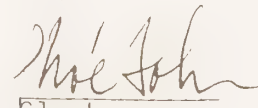
1. The reconstruction and widening of Cannon Street as described in Schedule "A" attached hereto be processed with.
2. The proper officials of The Regional Municipality of Hamilton-Wentworth are hereby authorized and directed to sign all documents and do all things necessary to implement these works.
3. Schedule "A" attached to this By-law is included in and shall be considered part of this By-law.
4. This By-law shall come into force and take effect on the date of its passing and enactment.

READ A FIRST, SECOND AND THIRD TIME and FINALLY PASSED and ENACTED

this 15th

day of March 1988.


Chairman


Clerk

SCHEDULE "A"

TO

BY-LAW NO. R 88-041

DESCRIPTION OF WORKS TO BE UNDERTAKEN

REGIONAL ROAD NO. 128 (CANNON STREET)

The reconstruction and minor widening of Cannon Street from Bay Street to Victoria Avenue.

ID#0007D (27)

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTHBY-LAW NO. R 88-042

TO ALTER REGIONAL ROAD NO. 125 (MOHAWK ROAD)
FROM CAYUGA ROAD TO 110 M EAST OF ALGOQUIN ROAD

TOWN OF ANCASTER

WHEREAS THE Council of the Regional Municipality of Hamilton-Wentworth is empowered under Section 31 of the Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437 to exercise any of the powers formerly conferred upon the Corporation of the County of Wentworth or the Hamilton-Wentworth Suburban Roads Commissioner or the corporation of an Area Municipality in respect of the roads now included in the Regional road system.

AND WHEREAS the Council of the Regional Municipality of Hamilton-Wentworth is empowered under Section 298 of the Municipal Act, R.S.O. 1980, Chapter 302 to alter, establish, and layout any highway or part of a highway under its jurisdiction.

AND WHEREAS pursuant to Section 33(2) of the Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437, the Regional Corporation may alter any public road, other than a road under the jurisdiction and control of the Ministry of Transportation and Communications, entering or touching upon or giving access to a road in the Regional road system.

AND WHEREAS it is necessary to alter Mohawk Road as described herein.

AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth at its meeting held on February 2, 1988 authorized the reconstruction of Mohawk Road and construction of a left turn lane at Algonquin Avenue.

AND WHEREAS Notice of This By-law has been published as required by Section 301 of the said The Municipal Act.

AND WHEREAS the Council of the Regional Municipality of Hamilton-Wentworth, through its Engineering Services Committee, has heard all persons who applied to be heard, whether in objection to, or in support of this by-law.

NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

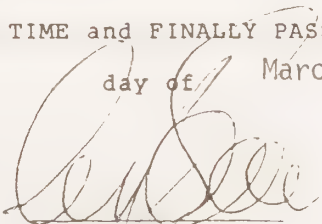
1. The reconstruction of Mohawk Road and construction of a left turn lane at Algonquin Avenue as described in Schedule "A" attached hereto be processed with.
2. The proper officials of The Regional Municipality of Hamilton-Wentworth are hereby authorized and directed to sign all documents and do all things necessary to implement these works.
3. Schedule "A" attached to this By-law is included in and shall be considered part of this By-law.
4. This By-law shall come into force and take effect on the date of its passing and enactment.

READ A FIRST, SECOND AND THIRD TIME and FINALLY PASSED and ENACTED

this 15th day of March 19 88.

Approved
as to form

Regional
Solicitor


Chairman


Clerk

SCHEDULE "A"

TO

BY-LAW NO. R 88-042

DESCRIPTION OF WORKS TO BE UNDERTAKEN

REGIONAL ROAD NO. 125 (MOHAWK ROAD)

The reconstruction of Mohawk Road from Cayuga Road to Algonquin Road and construction of a left turn lane on Mohawk Road at Algonquin.

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTHBY-LAW NO. R 88-043

TO ALTER REGIONAL ROAD NO. 108 (MAIN STREET WEST)
FROM COOTES DRIVE TO WESTBOURNE AVENUE

CITY OF HAMILTON

WHEREAS THE Council of the Regional Municipality of Hamilton-Wentworth is empowered under Section 31 of the Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437 to exercise any of the powers formerly conferred upon the Corporation of the County of Wentworth or the Hamilton-Wentworth Suburban Roads Commissioner or the corporation of an Area Municipality in respect of the roads now included in the Regional road system.

AND WHEREAS the Council of the Regional Municipality of Hamilton-Wentworth is empowered under Section 298 of the Municipal Act, R.S.O. 1980, Chapter 302 to alter, establish, and layout any highway or part of a highway under its jurisdiction.

AND WHEREAS pursuant to Section 33(2) of the Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437, the Regional Corporation may alter any public road, other than a road under the jurisdiction and control of the Ministry of Transportation and Communications, entering or touching upon or giving access to a road in the Regional road system.

AND WHEREAS it is necessary to alter Main Street West as described herein.

AND WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth at its meeting held on February 16, 1988 authorized the reconstructin and widening of Main Street West.

AND WHEREAS Notice of This By-law has been published as required by Section 301 of the said The Municipal Act.

AND WHEREAS the Council of the Regional Municipality of Hamilton-Wentworth, through its Engineering Services Committee, has heard all persons who applied to be heard, whether in objection to, or in support of this by-law.

NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF
HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. The reconstruction and widening of Main Street West as decribed in Schedule "A" attached hereto be processed with.
2. The proper officials of The Regional Municipality of Hamilton-Wentworth are hereby authorized and directed to sign all documents and do all things necessary to implement these works.
3. Schedule "A" attached to this By-law is included in and shall be considered part of this By-law.
4. This By-law shall come into force and take effect on the date of its passing and enactment.

READ A FIRST, SECOND AND THIRD TIME and FINALLY PASSED and ENACTED

this 15th day of March 19 88 .

Approved
as to form
[Signature]
Regional
Solicitor

[Signature]
Chairman

[Signature]
Clerk

SCHEDULE "A"

TO

BY-LAW NO. R88-043

DESCRIPTION OF WORKS TO BE UNDERTAKEN

REGIONAL ROAD NO. 108 (MAIN STREET WEST)

The reconstruction and minor widening on the north side of Main Street West from Cootes Drive to Westbourne Avenue.

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-044

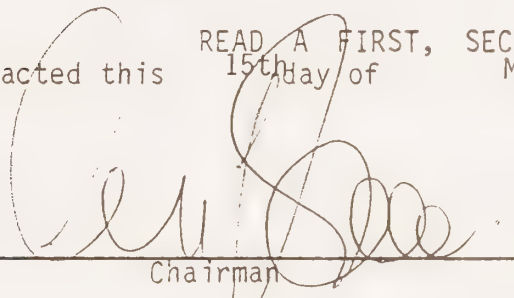
being a by-law to appoint G. Stanley Spencer
as Commissioner of the Engineering Services
Department of the Regional Municipality.

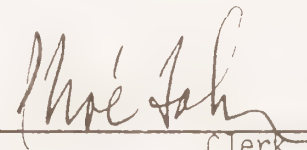
WHEREAS G. Stanley Spencer and the Region have agreed in writing dated February 16th, 1988 on terms of employment for Mr. Spencer as head of the Engineering Services Department of the Region for a term of five years subject to the provisions of the Agreement.

NOW THEREFORE the Council of The Regional Municipality of Hamilton-Wentworth enacts as follows:

1. That G. Stanley Spencer is hereby appointed as the Commissioner of the Engineering Services Department for The Regional Municipality for a term of five years commencing the 1st day of May, 1988, and ending the 31st day of April, 1993 in the salary classification of Level "B" of the 1988 Schedule of Management and Exempt Professional Group rates adopted by Regional Council May 19th, 1987.
2. That the attached form of Agreement of Employment between G. Stanley Spencer and The Regional Municipality attached hereto be entered into and that the Regional Chairman, Clerk and Treasurer execute the said Agreement upon the passing of this By-law and upon the signing of the Agreement by Mr. Spencer.

enacted this ^{READ A FIRST, SECOND AND THIRD TIME and finally passed and} 15th day of March, 1988.


Chairman


Clerk

Approved
as to form
Regional
Solicitor

THIS AGREEMENT made in duplicate this 16th Day of February, 1988.

BETWEEN:

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

hereinafter called the.....

"REGION".....OF THE FIRST PART,

-and-

GEORGE STANLEY SPENCER.....

hereinafter called the.....

"EMPLOYEE".....OF THE SECOND PART

WHEREAS the Council of the Region is desirous of filling the position of Commissioner of Engineering for the Region with the Employee under a contract of employment, and

WHEREAS the Employee has been accepted and appointed by a by-law of the Council of the Region passed the.....to fill the position of Commissioner as aforesaid and the Employee has agreed, as a condition thereof, to enter into a contract of employment with the Region on the terms and conditions hereinafter set forth,

NOW, THEREFORE, the Region and the Employee agree each with the other to establish the relation of Employer and Employee on the following terms and conditions.

1. The Employee shall be employed by the Region as the Commissioner of Engineering for the Region for a term of five (5) years commencing on the first day of May, 1988 and ending on the thirtieth day of April, 1993 subject to paragraphs 10 and 11 of this Agreement.

...2...

2. The Employee shall be paid an annual salary during the term of this Agreement of \$79,662.00 payable bi-weekly subject to paragraph 3 and all statutory deductions, employee benefit deductions and any other agreed upon payroll deductions.
3. The Employee shall be classified at Level "B" of the 1988 schedule of Management and Exempt Professional Salary Rates as adopted by Council on May 19, 1987. The Employee shall receive the annual economic salary increases granted by Regional Council for the Management and Exempt Professional Group. Progression through the Level "B" salary scale shall occur on the anniversary date of employment of May 1st subject to annual review by the Chief Administrative Officer of the Region.
4. The Employee shall receive the employee benefits set out on Schedule "A" to this Agreement, including, inter alia, vacation periods, sickness insurance, health plan benefits, life insurance and a vehicle reimbursement allowance and any other benefits provided to the Regional Department Heads.
5. The Employee shall perform and faithfully carry out the following duties and responsibilities for the Regional Municipality of Hamilton-Wentworth, and in addition, any further duties and responsibilities that may be imposed from time to time by the Council of the Region. The Employee shall report administratively to the Chief Administrative Officer of the Region and be generally responsible for such policies and programs of the Region relating to the provision of Engineering services and to include:

A. ADMINISTRATION

- i. To act as the Department Head for the Engineering Department and to be responsible to provide all Engineering services required or deemed advisable for the Region.
- ii. To enquire continually into the effectiveness of the services provided by the Engineering Department.
- iii. To supervise the general administration of engineering services in the Region.
- iv. To be responsible for the preparation and implementation of the current and capital budgets of the Engineering Department.
- v. To be responsible for operation and maintenance of the Regional Court House.
- vi. To serve in the role of City Engineer for the City of Hamilton.
- vii. To attend all scheduled meetings of Regional Council and Regional Engineering Committee.

B. ENGINEERING OPERATIONS

To be responsible for the operation and maintenance of the:

- solid waste disposal;
- water treatment and distribution system;
- sewage collection and treatment system;
- storm water management within the City of Hamilton;
- Regional Road System.

C. ENGINEERING PLANNING

To be responsible for and policy formulation for the planning of:

- waterworks;
- sewage works;
- storm drainage systems;
- Regional Roads;
- City of Hamilton road system;
- Land development and control (subdivisions)

D. ENGINEERING SERVICES

To be responsible for the design and construction of all Department of Engineering capital programs as well as other Region and/or City capital projects upon request.

...5...

E. REGIONAL SURVEYS

To be responsible for all legal and engineering surveys for Region and City.

F. PROGRAM AND POLICY DEVELOPMENT

- i. To be responsible for the development and supervision, with the Chief Administrative Officer of the Region, of new and expanded areas of engineering services for the Region and to perform and direct the research into the Programs. To estimate costs and staffing requirements and to assess their impact on the Regional organization and any benefits to be derived therefrom.
 - ii. To direct periodic evaluations of Engineering programmes and to prepare reports for assessment by the Engineering Services Committee of the Region.
 - iii. To evaluate new and improved engineering programs, methods and procedures.
6. The Employee shall, in carrying out the duties and responsibilities under this Agreement, report faithfully and regularly to Regional Council through its Committee of Engineering Services.
7. The Employee shall, in carrying out his duties as head of the Engineering Department, be administratively responsible to the Chief

Administrative Officer of the Region and be under his general direction and supervision.

8. In the event of the death of the Employee or his inability or incapacity to carry out his duties and responsibilities under this Agreement, subject to the benefits set out on Schedule "A" hereto, this Agreement shall be forthwith terminated and void.
9. This Agreement may be terminated by either party hereto with cause without notice. This Agreement may be terminated by the Employee without cause upon three months notice to the Region. In the event of termination without cause by the Region at any time during the term of this Agreement, notice of twelve months, or twelve months salary subject to deductions, in lieu of notice, may be given to the Employee. In the event that the Region gives notice to the Employee under this paragraph, relocation Consultant services shall be made available at no cost to the Employee.
10. This Agreement may be renewed at the sole discretion of the Region, upon further terms to be agreed upon, at least six months immediately prior to the termination date set out in paragraph one of this Agreement. In the event that the Region does not wish to renew this Agreement as set out in this paragraph, the Region may give the employee 6 months notice of termination prior to the termination date and pay to the employee at the end of the term of the Agreement six months' salary, subject to deductions, in addition to the six months notice period and payment of that period.

11. The Employee agrees to do all in his power to advance the interest of the Employer while in its employment and the Employee further agrees to devote his full time and attention during working hours to the Employer's affairs, and until he leaves its employment he shall not engage in any other business undertaking or employment directly or indirectly related to the matter of Engineering. For the purposes of this paragraph, working hours shall mean eight hours daily Monday through Friday each week during each month in each year of the term of this Agreement. It is required of the Employee that during working hours he shall be available to be contacted by staff of the Department of Engineering Services or the Chief Administrative Officer of the Region.
12. It is a condition of employment that the Employee shall faithfully observe and implement all relevant by-laws and resolutions of the Council of the Region and its Engineering Services Committee and all written Department administrative policies and procedures approved by the Chief Administrative Officer.
13. This Agreement constitutes and expresses the whole Agreement of the Region and the Employee hereto with reference to the employment herein described and with reference to any of the matters or things herein provided for, or herein before discussed or mentioned with reference to such employment, all promises, representations and understandings relative thereto being merged herein.

14. This Agreement is entered into recognizing that the Employee began employment with the Employer on March 24th., 1975 for the purpose of establishing seniority for any benefits calculations.

IN WITNESS WHEREOF the Region has hereunto affixed its corporate seal attested by the hands of its proper signing officers duly authorized in that behalf and the Employee has hereunto set his hand and seal on the date first above written.

SIGNED, SEALED AND DELIVERED
in the presence of:

THE REGIONAL MUNICIPALITY OF
HAMILTON-WENTWORTH

Chairman

Clerk

Treasurer

Witness

G. Stanley Spencer

Approved
as to form
[Signature]
Regional
Solicitor

SCHEDULE "A" TO AGREEMENT
BETWEEN THE REGION AND G. STANLEY SPENCER

SCHEDULE OF EMPLOYEE BENEFITS

- 1) Annual vacation entitlement in accordance with paragraphs 4 and 14 of the Agreement - (5 weeks in 1988).
- 2) Short and Long Term Disability Insurance Plan.
- 3) Parking Space for vehicle.
- 4) Vehicle Reimbursement.
- 5) Reimbursement for authorized and recorded Travelling and Accommodation expenses while on Regional business.
- 6) Life Insurance - Group Plan - 2.5 x Annual Salary.
- 7) Employee health benefits plan - OHIP - Hospital, medical, dental, optical, drugs by prescription.
- 8) Authorized employee training and professional services, meetings and conventions.
- 9) Overtime - days off allowance in lieu of overtime pay, as approved by Chief Administrative Officer.
- 10) A percentage, as detailed below, of the annual salary in lieu of a pension plan shall be paid to the employee's registered retirement savings plan on a bi-weekly basis in lieu of OMERS contributions. The percentage shall be equivalent to the employer's share of the OMERS contribution which is 5-1/2% of the salary to the year's maximum pensionable earnings (YMPE) under the Canada Pension Plan plus 7% of the salary above the YMPE.
- 11) Professional liability insurance.

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-045

Bill No. 1244

THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. The Action of the Council at its meeting held on the 19th day of January in respect of each recommendation contained in the Reports of its Committees.

<u>NAME</u>	<u>NO.</u>
Economic Development & Planning Committee Report	5-88 as amended
Engineering Services Committee Report	5-88
Finance & Personnel Committee Report	4-88
Health & Social Services Committee Report	4-88
Transportation Services Committee Report	3-88

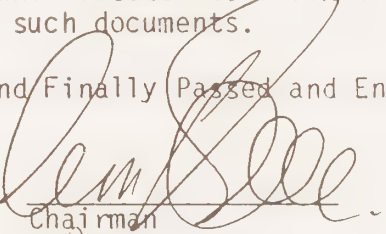
and Regional Officials

<u>NAME</u>	<u>NO.</u>
Chairman's Report	5-88

considered by Council at the said meeting, and in respect of each motion, resolution and other action passed and taken by the Council at its said meetings, is, except where prior approval of the Ontario Municipal Board is required, hereby adopted, ratified and confirmed.

2. The Chairman of the Council and the proper officials of the Regional Municipality are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and, except where otherwise provided, the Chairman, the Clerk and the Treasurer are hereby directed to execute all documents necessary in that behalf, and the Clerk is hereby authorized and directed to affix the Corporate Seal of the Regional Corporation to all such documents.

READ A FIRST, SECOND AND THIRD TIME and Finally Passed and Enacted this 15th, day of March, 1988.


Chairman


Clerk

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-046

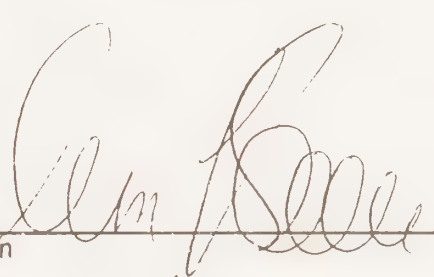
To exempt the occupiers of certain shops from the provisions of the Regional Store Closing By-law No. R79-202.

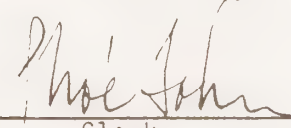
WHEREAS upon application of certain shops outlined on Schedule "A" to this By-law, it has been recommended by the Regional Legislation and Reception Committee that such shops be exempt from the store closing hours on the dates and at the times indicated.

NOW THEREFORE the Council of the Regional Municipality of Hamilton-Wentworth ENACTS AS FOLLOWS:

1. THAT the occupiers of the shops named on Schedule "A" attached to this by-law are hereby exempt from the closing provisions of Section 2(1) (b) of Regional By-law No. R79-202 and may remain open for business on the dates and at the times indicated.
2. THAT all other provisions of Regional By-law No. R79-202 are to remain in full force and effect for the shops described in Schedule "A" of this By-law.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED AND ENACTED
this 5th day of April, 1988.


Chairman


Clerk

Approved
as to form

Regional
Solicitor

SCHEDULE "A"

TO BY-LAW NO. R88- 046

Shops referred to in By-law No. R88- 046 and located at the respective locations.

1. THAT the following retail shop(s) in the area municipality of Hamilton be exempted from Regional By-law No. R79-202 for the purpose of holding a special sale on the dates and at the times indicated:

1. HAMILTON

. Friday, April 29, 1988
9:00 p.m. to 11:59 p.m.

Montreal Textiles/
Fabric Mart

265-271 Ottawa St. N.
Hamilton, Ontario

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-047

Being a By-law to give a name to the elevated section of a road within the area of Regional Road No. 138 (Burlington Street) and to change the name of part of Regional Road No. 138 located in the City of Hamilton

WHEREAS the Council of The Regional Municipality of Hamilton-Wentworth is empowered under Section 31 of the Regional Municipality of Hamilton-Wentworth Act, S.O. 1980, Chapter 437, to exercise any of the powers formerly conferred upon the Corporation of the County of Wentworth or the Hamilton-Wentworth Suburban Roads Commission or the Corporation of an Area Municipality in respect of the roads now included in the Regional Road System; and

WHEREAS Paragraph 105 of subsection 1 of Section 210 of the Municipal Act, R.S.O. 1980, Chapter 302, provides that the Council of a municipality may pass a By-law to give and change names to and of highways; and

WHEREAS the lands of the elevated sections of Regional Road No. 138 are included in the Regional Road System; and

WHEREAS Burlington Street is included in the Regional Road System; and

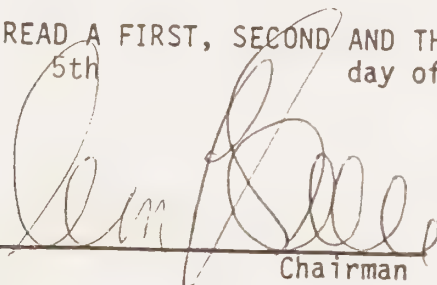
WHEREAS notice of this By-law was published four successive weeks in the Hamilton Spectator;

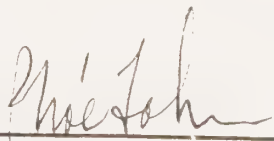
NOW therefore the Council of the Regional Municipality of Hamilton-Wentworth enacts as follows:

That the elevated section of Regional Road No. 138 from about 175m east of the centreline of Ottawa Street North to about 250m east of the centreline of Parkdale Avenue North is hereby named Industrial Drive and the name of Regional Road No. 138 from about 250m east of the centreline of Parkdale Avenue North to the westerly boundary of the Queen Elizabeth Way where it intersects with Regional Road No. 138 is hereby changed from Burlington Street to Industrial Drive.

This By-law shall come into force and take effect on the day that a copy of it, certified under the hand of the Regional Clerk and the seal of the Regional Corporation, has been registered in the Land Registry Office for the Registry Division of Wentworth (No. 62).

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED AND ENACTED
this 5th day of April, 1988.


Chairman


Clerk

Approved
as to form
Regional
Solicitor

BY-LAW NO. R88-048BY-LAW NO. R76-144 TO REGULATE TRAFFIC

WHEREAS Section 36(1) of the Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980 CH. 437 as amended, confers upon the Regional Municipality of Hamilton-Wentworth, with respect to the roads in the Regional Road System and the regulation of traffic thereon, all the powers conferred upon the council or corporation of a city by the Municipal Act, the Highway Traffic Act and any other Act with respect to highways; and

WHEREAS Section 210(117) of the Municipal Act, R.S.O. 1980, Chapter 302, as amended, confers upon the councils of the local municipalities the power to pass by-laws for regulating traffic on highways subject to the Highway Traffic Act; and

WHEREAS Section 315(7) of the said Municipal Act confers upon the councils of all municipalities the power to pass by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic; and

WHEREAS it is deemed advisable that the regulations pertaining to traffic on certain highways under the jurisdiction of the Regional Municipality of Hamilton-Wentworth be amended;

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. **Schedule 20 (No Parking Areas)** of By-law R76-144 To Regulate Traffic passed and enacted on the 7th day of September 1976 is hereby amended by adding to **Section A (No Parking Anytime)** the following item, namely:-

"Barton	South	commencing at a point 66 feet east of Balmoral to a point 26 feet easterly therefrom".
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2. **Schedule 24 (School Bus Loading Zones)** of the said By-law is hereby amended by deleting therefrom the following item, namely:-

"West 5th St.	East	170 ft. south of Marlowe to a point 177 ft. southerly	Anytime".
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and by adding thereto the following item, namely:-

"West 5th	East	170 ft. south of Marlowe to a point 217 ft. southerly	7:00am to 6pm Monday to Saturday".
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3. **Schedule 26 (Designated Traffic Lanes)** of the said By-law is hereby amended by deleting therefrom the following items, namely:-

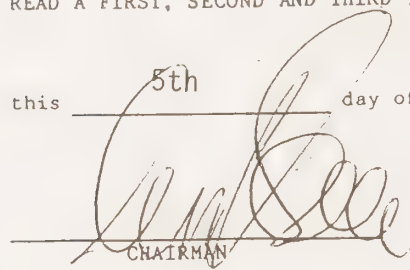
"Dundurn	100 ft. north of King and King	West	Anytime	Southerly to Westerly
Dundurn	100 ft. north of King and King	2nd lane from west curb	Anytime	Southerly and Southerly to Westerly
York	100 ft. east of Dundurn and Dundurn	1st lane north of median	Anytime	Westerly to Southerly
York	100 ft. east of Dundurn and Dundurn	2nd lane north of median	Anytime	Westerly to Southerly".

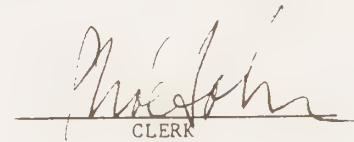
4. In all other respects, By-law R76-144 and Schedules thereto are hereby confirmed, unchanged.

5. This By-law shall come into force and take effect on the date of its passing and enactment.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED AND ENACTED

this 5th day of April 1988.


CHAIRMAN


CLERK

Approved
as to form

Regional
Solicitor

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-049

To permit the Erection and Maintenance of
objects upon a Regional Road

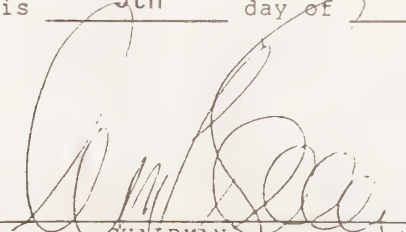
WHEREAS Section 309(3) of the Municipal Act, R.S.O. 1980, Chapter 302, as amended, provides that the Council of every municipality may pass by-laws for permitting any person to place, construct, install, maintain, and use objects in, on, under or over highways under such conditions as may be agreed upon for prescribing the terms and conditions upon which the same are to be placed, constructed, installed, maintained, or used, and for making such annual or other charge for the privilege conferred by the by-law as it considers reasonable.

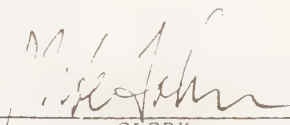
NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. The Applicant(s), Paul Neil Pettit and James Evans Pettit, residing at 30 Kenilworth Avenue North, Hamilton, and being the Owner(s) of the said premises, are hereby granted the privilege to retain the existing building encroachment upon the highway allowance of Kenilworth Avenue North upon the terms and conditions contained in the agreement hereto as Schedule I.
2. The Regional Chairman, Regional Clerk and Regional Treasurer are hereby authorized to sign and execute all necessary documents to implement this By-law.
3. Schedule I attached to this By-law is included in and shall be considered part of this By-law.
4. This By-law shall come into force and take effect on the date of its passing and enactment.

READ A FIRST, SECOND AND THIRD TIME and FINALLY PASSED and ENACTED
this 5th day of April, 1988.

Approved
as to form
Regional
Clerk


CHAIRMAN


CLERK

FOR OFFICE USE ONLY	(1) Registry ☒ Land Titles ☐		(2) Page 1 of 4 pages		
	(3) Property Identifier(s) Block Property		Additional See Schedule ☐		
	(4) Nature of Document Encroachment Agreement				
	(5) Consideration See Attached Schedule Dollars \$ 1.00				
	(6) Description See Attached Schedule "A"				
New Property Identifiers		Additional See Schedule ☐			
Executions		Additional See Schedule ☐			
(7) This Document Contains:		(a) Redescription New Easement Plan/Sketch ☐		(b) Schedule for: Description ☐ Additional Parties ☐ Other ☐	

(8) This Document provides as follows:

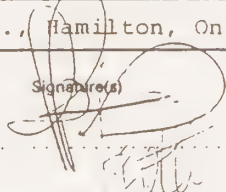
See Attached Schedule "1"

Continued on Schedule ☐

(9) This Document relates to instrument number(s)

(10) Party(ies) (Set out Status or Interest)	Signature(s)	Date of Signature
Name(s)		Y M D
THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH	CHAIRMAN	
	REGIONAL CLERK	
	COMMISSIONER OF FINANCE	

(11) Address for Service P.O. Box 910, 119 King St. W., Hamilton, Ontario L8N 3V9

(12) Party(ies) (Set out Status or Interest)	Signature(s)	Date of Signature
Name(s)		Y M D
PETTIT, Paul. Neil		1988 03 10
PETTIT, James Evans		1988 03 10
as tenants in common, each as to an undivided 50% share		

(13) Address for Service 30 Kenilworth Avenue North, Hamilton, Ontario L8H 4R3

(14) Municipal Address of Property 30 Kenilworth Ave.N. Hamilton, Ontario L8H 4R3	(15) Document Prepared by: The Regional Municipality of Hamilton-Wentworth Engineering Department 71 Main St. W. Hamilton, Ontario L8N 3T4	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th colspan="2" style="text-align: left;">Fees and Tax</th> </tr> <tr> <td style="width: 50%;">Registration Fee</td> <td></td> </tr> <tr> <td></td> <td></td> </tr> <tr> <td></td> <td></td> </tr> <tr> <td></td> <td></td> </tr> <tr> <td>Total</td> <td></td> </tr> </table>	Fees and Tax		Registration Fee								Total	
Fees and Tax														
Registration Fee														
Total														

Schedule "1"

THIS AGREEMENT made this 5th day of February 1987

B E T W E E N:

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH,
Hereinafter called "the Region" of the First Part,

- and - PAUL NEIL PETTIT AND JAMES EVANS PETTIT, both of the City of
Hamilton, in the Regional Municipality of Hamilton-Wentworth
Hereinafter called "the Applicant" of the Second Part.

WHEREAS the Applicant is the registered owner of the
property known municipally as 30 Kenilworth Ave.N. in
the City of Hamilton, in the Regional Municipality of
Hamilton-Wentworth, more particularly described in Schedule "A"
attached hereto;

AND WHEREAS Section 309(3) of the Municipal Act, R.S.O.
1980, Chapter 302, as amended, provides that the Council of
every municipality may pass by-laws for permitting any person
to place, construct, install, maintain, and use objects in, on,
under, or over highways under such conditions as may be agreed
upon;

AND WHEREAS the Regional Municipality of
Hamilton-Wentworth did by By-law # on the day
of 19 approve the privilege hereinafter
permitted to the Applicant, which application for privilege was
presented at the meeting of the Council on the said date as
Item in a Report to the Regional Council of the
Engineering Services Committee.

NOW THEREFORE the parties hereby covenant and agree as
follows:

1. That the Applicant, being the owner of the premises at
30 Kenilworth Ave., North, Hamilton (more particularly
described in Schedule "A" attached hereto), may during
the pleasure of Regional Council retain the encroachment
of:

(i) 2 Storey Brick Building

(hereinafter referred to collectively as "the works")
Onto the road allowance of Kenilworth Ave., North,
as shown on a sketch attached hereto as Schedule
"B", but so as not to interfere with the free and
safe passage of persons and vehicles using the said
road allowance.

2. All fees, costs, and expenses due and payable by the applicant to the Region, or paid or incurred by the Region under this agreement may in the event of default of such payment be recovered by the Region by distraint or lawsuit and the Region may in addition, thereupon terminate the agreement as provided in paragraph 12.

3. The sum of \$109.00 shall be due payable in advance to the Region immediately after the date of approval of the privilege at the Meeting of the said Regional Council.

4. The Applicant shall pay to the Region yearly and every year during the currency of this agreement the annual sum or fee of \$ NIL or as may be determined by By-law from time to time in advance on the 1st day of January in each year, with the exception of the first payment which shall be made upon execution of this agreement.

5. The Applicant shall and does hereby at all times covenant to indemnify and save harmless the Region from and against all actions, causes of action, interest, claims, demands, costs, damages, expenses, or loss which the Region may bear, suffer or be put to by reason of any damage to property or injury or death to any person as a result of the privilege herein allowed to the Applicant. At the time of the execution of this agreement, the Applicant shall deliver to the Region an endorsement from its general liability insurance policy confirming that the Region has been named as an additional insured for third party bodily injury and property damage arising out of the granting of this agreement to a limit of \$500,000. This policy shall be kept in force, by the Applicant during the term of this agreement. Upon written request of the Region, the Applicant shall forthwith deliver to the Region endorsements for the aforesaid policy current for that year.

6. The Applicant acknowledges that he is liable to pay all taxes, charges, duties, rates, levies, and business taxes assessed in respect to the occupation or use of the road allowance abutting the lands described in Schedule "A", the works herein allowed to the Applicant on, over, or under the said road allowance, arising pursuant to the Assessment Act. R.S.O. 1980, chapter 31 as amended, and to the Local Improvement Act. R.S.O. 1980 chapter 250 as amended, as and when the same become due and payable.

7. In no case whatsoever shall compensation be payable to the Applicant for improvements (if any) to the road allowance.

8. The Applicant shall at all times keep and maintain the works in a good and proper state of repair and safety.

9. Only the works herein authorized may be erected by the Applicant.

10. The design, construction, and location of the said works, shall be previously approved by the Commissioner of Engineering hereinafter referred to as the Commissioner, and shall be erected and maintained in all respects by the Applicant to the approval of the Commissioner, but the fact that the Commissioner shall have been satisfied with the design, location and construction shall in no way discharge or modify any liability or obligation of the applicant that may arise from this agreement.

11. If on the erection of the said works any act or thing shall be contrary to the order or direction of the Commissioner or if any act or thing shall be done of which the Commissioner shall disapprove or if in the opinion of the Commissioner the Applicant shall fail to maintain the said works in a safe condition, the Commissioner shall verbally or in writing require the Applicant to alter or repair the same and if same shall not be altered or repaired within forty-eight hours after such requirement or if the Applicant shall neglect or refuse to remove the said works or things within 30 days after notice

to remove the same shall have been delivered or posted as mentioned in paragraph 17 of this agreement, then and in any such case the Region may cause the required work to be done either by its own servants or by some other person and the cost of any such work may be recovered by the Region as set out in paragraph 2 of this agreement.

12. This agreement may be terminated at any time by the Region or the Applicant for any reason after the delivery to the other of written notice of its intention to terminate at least thirty days prior to such termination.

13. Within 30 days of the delivery by the Applicant to the Region of notice of its intention to terminate this agreement or upon receipt of such notice from the Region, the applicant shall remove the said works and restore that part of the road allowance occupied by the works in a condition acceptable to the Commissioner. If the Applicant defaults to perform such work of removal and restoration, then the Region may perform the same and recover its costs as set out in paragraph 2 and/or by such legal action as it deems necessary.

14. The Applicant shall observe and comply with all parliamentary and legislative enactments and with all by-laws and regulations of the Region or the City of Hamilton (Area Municipality) and all notices, orders and demands given by the Region through its Commissioner respecting the subject lands and the works thereon.

15. This Agreement is subject to all rights now or that may hereafter be vested in the Region, the City of Hamilton (Area Municipality) or in any gas, telephone, telegraph, electric light, or other utility Company, in respect of the care and improvement of the streets, the construction, repair, replacement or removal of sewers, mains, culverts, drains, water or gas pipes or the placing of poles or wires (herein called "services"), therein.

The Region expressly reserves to itself the right to construct services or permit services to be constructed therein. The Applicant shall not be entitled to any damages by reason of the exercise of the Region's rights contained in this paragraph and the Applicant shall at his own expense carry out such alteration of the works as the Regional Authority may direct.

16. No length of time or of enjoyment by the Applicant shall enure to give any right, title or interest to the Applicant or his successors in title, in the subject lands or to maintain the said works on, under, across or above (as the case may be) the said road allowance or shall deprive the Region by the operation of any limitation period or otherwise of any right to require the removal thereof the restoration of the road allowance.

17. Any notice to be given to the Region shall be delivered or posted by prepaid mail addressed to:

The Regional Clerk
The Regional Municipality of Hamilton-Wentworth
119 King Street West, 15th Floor, P.O. Box 910
Hamilton, Ontario
L8P 4T9

or such other addresses as may hereinafter be assigned.

Any notice to be given to the Applicant shall be delivered or posted by prepaid mail addressed to the Applicant at:

30 Kenilworth Avenue North

Hamilton, Ontario L8H 4R3

18. The word "Applicant" in this agreement means the Applicant named herein including the person in possession of the property set out in Schedule "A" attached hereto, it being agreed that this Agreement shall be binding upon the heirs, executors, administrators, successors, tenants, lessees, and assigns of the Applicant.

SCHEDULE "A"

DESCRIPTION OF LANDS

Part Lot 16, Plan 491, in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, being more particularly described as Parts 1 and 2 on Reference Plan 62R-9365

SCHEDULE "B"
SKETCH OF "WORKS"

KENILWORTH AVENUE NORTH



* NOTE : THIS IS NOT A PLAN OF SURVEY

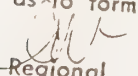
BY-LAW NO. R88-050

To Permit the Erection and Maintenance of
Objects Upon a Regional Road

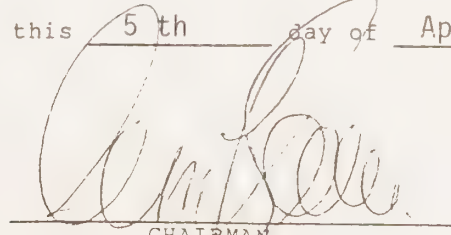
WHEREAS Section 309(3) of the Municipal Act, R.S.O. 1980, Chapter 302, as amended, provides that the Council of every municipality must pass by-laws for permitting any person to place, construct, install, maintain, and use objects in, on, under, or over highways under such conditions as may be agreed upon for prescribing the terms and conditions upon which the same are to be placed, constructed, installed, maintained, or used, and for making such annual or other charge for the privilege conferred by the by-law as it considers reasonable.

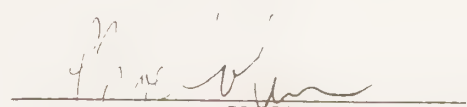
NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. The applicants, FAUSTINO AND ERMELINDA DA SILVA, residing at 282 JAMES STREET NORTH, HAMILTON, and being the Owners of the said premises, are hereby granted the privilege of retaining the existing areaway encroachment upon the highway allowance of James Street North upon the terms and conditions contained in the agreement hereto as Schedule I.
2. The Regional Chairman, Regional Clerk and Regional Treasurer are hereby authorized to sign and execute all necessary documents to implement this By-law.
3. Schedule I attached to this By-law is included in and shall be considered part of this By-law.
4. This By-law shall come into force and take effect on the date of its passing and enactment.

Approved
as to form

Regional
Solicitor

READ A FIRST, SECOND AND THIRD TIME and FINALLY PASSED and ENACTED
this 5th day of April, 1988.


CHAIRMAN


CLERK

FOR OFFICE USE ONLY	(1) Registry ☒ Land Titles ☐		(2) Page 1 of 11 pages	
	(3) Property Identifier(s) Block Property		Additional: See Schedule ☐	
	(4) Nature of Document Encroachment Agreement			
	(5) Consideration See Attached Schedule "A" Dollars \$ 1.00			
	(6) Description See Attached Schedule "A"			
	New Property Identifiers Additional: See Schedule ☐		(7) This Document Contains: (a) Redescription New Easement Plan/Sketch ☐ (b) Schedule for: Description ☒ Additional Parties ☐ Other ☒	
(8) This Document provides as follows: See Attached Schedule "1"				
(9) This Document relates to instrument number(s)				
(10) Party(ies) (Set out Status or Interest)				
Name(s)		Signature(s)		Date of Signature Y M D
THE REGIONAL MUNICIPALITY OF		Chairman		
HAMILTON-WENTWORTH		Regional Clerk		
		Commissioner of Finance		
(11) Address for Service P.O. Box 910, 119 King St. W., Hamilton, Ontario L8N 3V9				
(12) Party(ies) (Set out Status or Interest)				
Name(s)		Signature(s)		Date of Signature Y M D
DASILVA, Faustino		<i>Faustino da Silva</i>		1988 02 29
DASILVA, Ermelinda		<i>E. da Silva</i>		1988 02 29
(13) Address for Service 282 James Street North, Hamilton, Ontario L8R 2L3				
(14) Municipal Address of Property 282 James Street North Hamilton, Ontario L8R 2L3		(15) Document Prepared by: The Regional Municipality of Hamilton-Wentworth Engineering Department 71 Main St. W. Hamilton, Ontario L8N 3T4		
FOR OFFICE USE ONLY		Fees and Tax		
		Registration Fee		
		Total		

DATED: February 19 88

THE REGIONAL MUNICIPALITY OF
HAMILTON-WENTWORTH

- to -

FAUSTINO DASILVA and

ERMELINDA DASILVA

TWO PARTY
ENCROACHMENT

ADDRESS: 282 James Street North, Hamilton

R. M. Plant, Q.C.
Regional Solicitor
The Regional Municipality of
Hamilton-Wentworth
119 King Street West
Hamilton, Ontario

ID # 0010D -D-

Schedule "1"

-2-

THIS AGREEMENT made this 18th day of January 1988

B E T W E E N:

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH.
Hereinafter called "the Region" of the First Part.

- and -

FAUSTINO DASILVA and ERMELINDA DASILVA , 282 James Street North, Hamilton

Hereinafter called "the Applicant" of the Second Part.

WHEREAS the Applicant is the registered owner(s) of the property known municipally as 282 James Street North in the City of Hamilton , in the Regional Municipality of Hamilton-Wentworth, more particularly described in Schedule "A" attached hereto;

AND WHEREAS Section 309(3) of the Municipal Act, R.S.O. 1980, Chapter 302, as amended, provides that the Council of every municipality may pass by-laws for permitting any person to place, construct, install, maintain, and use objects in, on, under, or over highways under such conditions as may be agreed upon;

AND WHEREAS the Regional Municipality of Hamilton-Wentworth did by By-law # on the day of 19 approve the privilege hereinafter permitted to the Applicant, which application for privilege was presented at the meeting of the Council on the said date as Item in a Report to the Regional Council of the Engineering Services Committee.

NOW THEREFORE the parties hereby covenant and agree as follows:

1. That the Applicant, being the owner(s) of the premises at 282 James St. North, Hamilton (more particularly described in Schedule "A" attached hereto), may during the pleasure of Regional Council retain the encroachment of:

- (i) areaway abutting 282 James St. North, Hamilton
(0.86 x 0.53m with a depth of 1.19m)

(hereinafter referred to collectively as "the works")

Onto the road allowance of James St. North as shown on a sketch attached hereto as Schedule "B", but so as not to interfere with the free and safe passage of persons and vehicles using the said road allowance.

-3-

2. All fees, costs, and expenses due and payable by the applicant to the Region, or paid or incurred by the Region under this agreement may in the event of default of such payment be recovered by the Region by distraint or lawsuit and the Region may in addition, thereupon terminate the agreement as provided in paragraph 14..

3. The sum of \$191.00 shall be due payable in advance to the Region immediately after the date of approval of the privilege at the Meeting of the said Regional Council.

4. The Applicant shall pay to the Region yearly and every year during the currency of this agreement the annual sum or fee of \$ 26.00 or as may be determined by By-law from time to time in advance on the 1st day of January in each year, with the exception of the first payment which shall be made upon execution of this agreement.

5. The Applicant shall and does hereby at all times covenant to indemnify and save harmless the Region from and against all actions, causes of action, interest, claims, demands, costs, damages, expenses, or loss which the Region may bear, suffer or be put to by reason of any damage to, property or injury or death to any person as a result of the privilege herein allowed to the Applicant. At the time of the execution of this agreement, the Applicant shall deliver to the Region an endorsement from its general liability insurance policy confirming that the Region has been named as an additional insured for third party bodily injury and property damage arising out of the granting of this agreement to a limit of \$500,000. This policy shall be kept in force, by the Applicant during the term of this agreement. Upon written request of the Region, the Applicant shall forthwith deliver to the Region endorsements for the aforesaid policy current for that year.

6. The Applicant acknowledges that he is liable to pay all taxes, charges, duties, rates, levies, and business taxes assessed in respect to the occupation or use of the road allowance abutting the lands described in Schedule "A", the works herein allowed to the Applicant on, over, or under the said road allowance, arising pursuant to the Assessment Act, R.S.O. 1980, chapter 31 as amended, and to the Local Improvement Act, R.S.O. 1980 chapter 250 as amended, as and when the same become due and payable.

7. In no case whatsoever shall compensation be payable to the Applicant for improvements (if any) to the road allowance.

8. The Applicant shall at all times keep and maintain the works in a good and proper state of repair and safety.

9. Only the works herein authorized may be erected by the Applicant.

10. The design, construction, and location of the said works, shall be previously approved by the Commissioner of Engineering hereinafter referred to as the Commissioner, and shall be erected and maintained in all respects by the Applicant to the approval of the Commissioner, but the fact that the Commissioner shall have been satisfied with the design, location and construction shall in no way discharge or modify any liability or obligation of the applicant that may arise from this agreement.

11. If on the erection of the said works any act or thing shall be contrary to the order or direction of the Commissioner or if any act or thing shall be done of which the Commissioner shall disapprove or if in the opinion of the Commissioner the Applicant shall fail to maintain the said works in a safe condition, the Commissioner shall verbally or in writing require the Applicant to alter or repair the same and if same shall not be altered or repaired within forty-eight hours after such requirement or if the Applicant shall neglect or refuse to remove the said works or things within 30 days after notice

to remove the same shall have been delivered or posted as mentioned in paragraph 17 of this agreement, then and in any such case the Region may cause the required work to be done either by its own servants or by some other person and the cost of any such work may be recovered by the Region as set out in paragraph 2 of this agreement.

12. This agreement may be terminated at any time by the Region or the Applicant for any reason after the delivery to the other of written notice of its intention to terminate at least thirty days prior to such termination.

13. Within 30 days of the delivery by the Applicant to the Region of notice of its intention to terminate this agreement or upon receipt of such notice from the Region, the applicant shall remove the said works and restore that part of the road allowance occupied by the works in a condition acceptable to the Commissioner. If the Applicant defaults to perform such work of removal and restoration, then the Region may perform the same and recover its costs as set out in paragraph 2 and/or by such legal action as it deems necessary.

14. The Applicant shall observe and comply with all parliamentary and legislative enactments and with all by-laws and regulations of the Region or the City of Hamilton (Area Municipality) and all notices, orders and demands given by the Region through its Commissioner respecting the subject lands and the works thereon.

15. This Agreement is subject to all rights now or that may hereafter be vested in the Region, the City of Hamilton (Area Municipality) or in any gas, telephone, telegraph, electric light, or other utility Company, in respect of the care and improvement of the streets, the construction, repair, replacement or removal of sewers, mains, culverts, drains, water or gas pipes or the placing of poles or wires (herein called "services"), therein.

The Region expressly reserves to itself the right to construct services or permit services to be constructed therein. The Applicant shall not be entitled to any damages by reason of the exercise of the Region's rights contained in this paragraph and the Applicant shall at his own expense carry out such alteration of the works as the Regional Authority may direct.

16. No length of time or of enjoyment by the Applicant shall enure to give any right, title or interest to the Applicant or his successors in title, in the subject lands or to maintain the said works on, under, across or above (as the case may be) the said road, allowance or shall deprive the Region by the operation of any limitation period or otherwise of any right to require the removal thereof the restoration of the road allowance.

17. Any notice to be given to the Region shall be delivered or posted by prepaid mail addressed to:

The Regional Clerk
The Regional Municipality of Hamilton-Wentworth
119 King Street West, 15th Floor, P.O. Box 910
Hamilton, Ontario
L8P 4T9

or such other addresses as may hereinafter be assigned.

Any notice to be given to the Applicant shall be delivered or posted by prepaid mail addressed to the Applicant at:

282 James Street North

Hamilton, Ontario

L8R 2L3

18. The word "Applicant" in this agreement means the Applicant named herein including the person in possession of the property set out in Schedule "A" attached hereto, it being agreed that this Agreement shall be binding upon the heirs, executors, administrators, successors, tenants, lessees, and assigns of the Applicant.

AND IN WITNESS WHEREOF, the Applicant has hereunto, _____
set his hand and seal; _____

SIGNED, SEALED AND DELIVERED

in the ~~presence of~~

APPLICANT:

8. da Silveira
Fundação da Silveira

THE REGIONAL MUNICIPALITY OF
HAMILTON-WENTWORTH

Approved:

Chairman

Commissioner of Finance

Clerk

APPROVED
DEPARTMENT OF ENGINEERING

April 1987

Additional Property Identifier(s) and/or Other Information

LEGAL DESCRIPTION

ALL AND SINGULAR THAT certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, and being composed of part of Lot number One (1) as shown on a plan of subdivision prepared for Thompson, Glassco and Spohn by Thomas C. Brownjohn, P.L.S. dated 1875, the plan thereof registered in the Registry Office for the Registry Division of Wentworth as Plan Number 181 and which parcel or tract of land may be more particularly described as follows:

COMMENCING at the northwestern corner of the said Lot Number One (1) being a point in the eastern limit of James Street.

THENCE southerly along the western limit of the aforesaid Lot Number One (1) Seventeen feet nine and one-quarter inches (17' 9-1/4") more or less to a point of intersection with the centre line of the wall between the brick building erected upon the herein described parcel of land known as Municipal Number 282 James Street North and the brick building erected upon the lands adjoining on the south known as Municipal Number 280 James Street North.

THENCE Easterly along the said centre line Thirty-six feet two and one-quarter inches (36' 2-1/4") more or less to a point in the eastern face of the eastern wall of the front portion of the aforesaid brick buildings, distant Seventeen feet nine and one-eighth inches (17' 9-1/8") measured southerly parallel with the eastern limit of James Street from the northern limit of the aforesaid Lot Number One (1).

THENCE Southerly parallel with the eastern limit of James Street and being the front portion of the aforesaid brick buildings Ten and one-quarter inches (0' 10-1/4") more or less to a point of intersection with the most southern edge of the eaves on the southern face of the southern wall of the concrete block addition erected in the rear of and adjoining the aforesaid brick buildings.

THENCE Easterly along the line of the southern edge of the aforesaid eaves and the production thereof easterly Eighteen feet four and three-quarter inches (18' 4-3/4") more or less to a point of intersection with the production southerly of the eastern face of the eastern wall of the aforesaid concrete block addition, the said point of intersection being distant Fifty-four feet seven inches (54' 7") measured easterly parallel with the northern limit of the aforesaid Lot Number One (1) from the eastern limit of James Street and distant Eighteen feet one inch (18' 1") measured southerly parallel with the eastern

Additional Property Identifier(s) and/or Other Information

limit of James Street from the northern limit of Lot Number One (1).

THENCE Northerly parallel with the eastern limit of James Street Four inches (0' 4") more or less to a point distant Seventeen feet nine inches (17' 9") from the northern limit of Lot Number One (1) measured southerly parallel with the eastern limit of James Street.

THENCE Easterly in a straight line Ninety-three feet (93' 0") more or less to a iron bar planted in the eastern limit of the aforesaid Lot Number One (1) distant Seventeen feet eight and one-half inches (17' 8-1/2") measured southerly thereon from the northeastern corner thereof.

THENCE Northerly along the eastern limit of the aforesaid Lot Number One (1) Seventeen feet eight and one-half inches (17' 8-1/2") more or less to an iron bar planted at the northeastern corner thereof.

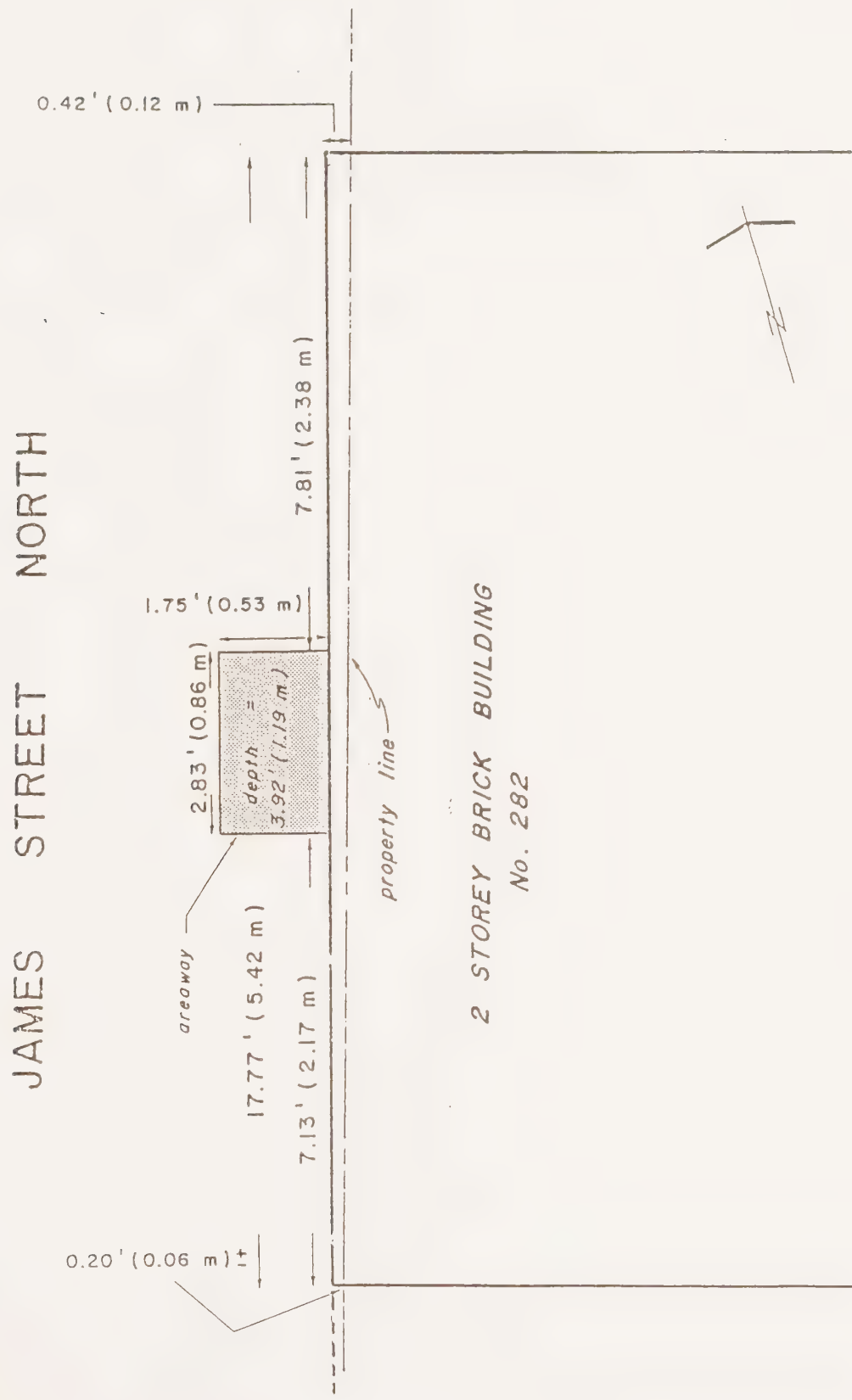
THENCE Westerly along the northern limit of the aforesaid Lot Number One (1) One Hundred and forty-seven feet seven and one-quarter inches (147' 7-1/4") more or less to the point of commencement.

ON THE ABOVE-DESCRIBED parcel of land is erected a brick building known as Municipal Number 282 James Street North, as in Instrument No. 271135 C.D.

The limits of James Street North have been confirmed by the Boundaries Act Plan application BA-776 registered as #700CD in the Registry Office for the Registry Division of Wentworth, and all measurements and courses herein are to be modified to conform with the limits of James Street North as confirmed therein.

SCHEDULE "B"
SKETCH OF "WORKS"

Page 11



NOTE: THIS IS NOT A PLAN OF SURVEY

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-051

To permit the Erection and Maintenance of
objects upon a Regional Road

WHEREAS Section 309(3) of the Municipal Act, R.S.O. 1980, Chapter 302, as amended, provides that the Council of every municipality may pass by-laws for permitting any person to place, construct, install, maintain, and use objects in, on, under or over highways under such conditions as may be agreed upon for prescribing the terms and conditions upon which the same are to be placed, constructed, installed, maintained, or used, and for making such annual or other charge for the privilege conferred by the by-law as it considers reasonable.

NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. The Applicant, Commonwealth Holiday Inns of Canada Limited, residing at 150 King Street East, Hamilton, and the owner, Old Colony Properties Inc., residing at 242 Main Street East, Hamilton, of the said premises 150 King Street East, Hamilton, are hereby granted the privilege of erecting and maintaining an illuminated ground sign upon the highway allowance of King Street East, upon the terms and conditions contained in the agreement hereto as Schedule I.
2. The Regional Chairman, Regional Clerk and Regional Treasurer are hereby authorized to sign and execute all necessary documents to implement this By-law.
3. Schedule I attached to this By-law is included in and shall be considered part of this By-law.
4. This By-law shall come into force and take effect on the date of its passing and enactment.

READ A FIRST, SECOND AND THIRD TIME and FINALLY PASSED and ENACTED
this 5th day of April, 1988.

Approved
as to form
[Signature]
Regional
Solicitor

[Signature]
CHAIRMAN

[Signature]
CLERK

BY-LAW NO. R88-052TO AMENDBY-LAW NO. R76-144 TO REGULATE TRAFFIC

WHEREAS Section 36(1) of the Regional Municipality of Hamilton-Wentworth Act, R.S.O., 1980, Chapter 437, as amended, confers upon the Regional Municipality of Hamilton-Wentworth, with respect to the roads in the Regional Road System and the regulation of traffic thereon, all the powers conferred upon the Council or Corporation of a city by the Municipal Act, the Highway Traffic Act and any other Act with respect to highways; and

WHEREAS Section 210(117) of the Municipal Act, R.S.O., 1980, Chapter 302, as amended, confers upon the Councils of the local municipalities the power to pass by-laws for regulating traffic on highways subject to the Highway Traffic Act; and

WHEREAS it is deemed advisable that the regulations pertaining to traffic on certain highways under the jurisdiction of the Regional Municipality of Hamilton-Wentworth be amended:

NOW, THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

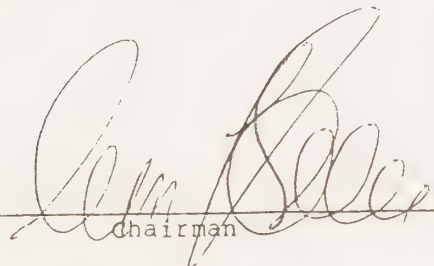
1. Schedule 42 to By-Law R76-144 passed and enacted on the 7th day of September, 1976 is hereby amended by adding thereto the following items to the end of Section e) Flamborough:

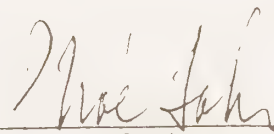
*Hamilton St.	Parkside Dr.	Hwy. 5	1 March 30 April
Regional Rd. #52	Hwy. 8	Regional Rd. #97	1 March 30 April
Regional Rd. #97	Hwy. 6	Regional Boundary	1 March 30 April

2. In all other respects, By-Law R76-144 and Schedules thereto are hereby confirmed, unchanged.
3. This By-Law shall come into force and take effect on the date of its passing and enactment.

READ A FIRST, SECOND AND THIRD TIME, AND FINALLY PASSED AND ENACTED

this 5th day of April, 1988.


Chairman


Clerk

Approved
as to form

Regional
Solicitor

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-053

TO PROVIDE FOR

1. THE CONSTRUCTION OF STORM AND SANITARY SEWERS AND RELATED PRIVATE DRAIN CONNECTIONS AS DESCRIBED IN SCHEDULE "A" HERETO ON ANNABELLE STREET FROM 120 METRES NORTH OF CHESTER AVENUE TO 295 METRES SOUTH OF CHESTER AVENUE, IN THE CITY OF HAMILTON.
2. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON ABUTTING OWNERS TO PAY A PORTION OF THE COST OF CONSTRUCTING THE STORM AND SANITARY SEWERS.
3. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON PARTICULAR LOTS TO BE SERVED BY THE SAID PRIVATE DRAIN CONNECTIONS.

WHEREAS the Council of the Regional Municipality of Hamilton-Wentworth (here and after called the "Region") in adopting on the 15th day of December, 1987, Clause 23 of the 22-87 Report of the Engineering Services Committee authorized the construction of Storm and Sanitary Sewers on Annabelle Street from 120 metres north of Chester Avenue to 295 metres south of Chester Avenue, in the City of Hamilton, as a local improvement under Section 12 and 3 respectively of the Local Improvement Act, R.S.O. 1980, c.250.

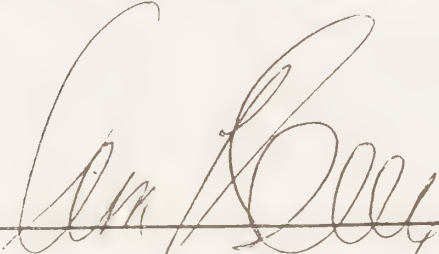
NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

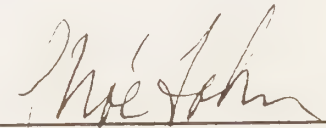
1. THAT the construction of the said Storm and Sanitary Sewers on Annabelle Street from 120 metres north of Chester Avenue to 295 metres south of Chester Avenue, in the City of Hamilton, at an estimated cost of \$353,000.00 and the said Private Drain Connections at an estimated cost of \$64,800.00 is hereby authorized, as set out on Schedule "A" hereto.
- 2.(a) THAT the share of the estimated cost of the described Storm and Sanitary Sewers to be borne by the owners of the lots liable to be specially assessed is \$177,968.00 and the amount to be specially assessed against such owners is hereby authorized at the actual equal special rate per metre of such frontage sufficient to defray the actual cost and payable by such owners in 15 annual consecutive installments.

- (b) THAT the share of the estimated cost of the described Private Drain connections be specially assessed upon the particular lots to be served.
- 3.(a) THAT the cost of the works described in Section 1 hereof are to be financed from special assessments, subsidies, monies received from any other source, and by the issue and sale of debentures of The Region in the amount of \$177,968.00 which are to be authorized by a subsequent by-law or by-laws and which are to be repayable over a term of not more than 15 years.
- (b) THAT pending the sale of debentures referred to in sub-section (a) of this Section and the receipt of special assessments, subsidies, or monies from any other source, the Chairman and the Treasurer of The Region may borrow money not exceeding \$417,800.00 for the purpose described in Section 1 hereof.
- (c) THAT the sum or sums of money borrowed pursuant to sub-section (b) of this section are to be repaid out of the special assessments, subsidies received, monies received from any other source and the proceeds of the sale of debentures of The Region.
4. THAT notwithstanding the provisions of this by-law the amount to be debentured pursuant to the provision hereof is not to exceed the net cost to The Region after deducting any special assessments, subsidies or contributions from the Province of Ontario or from any other source in respect of the undertaking described in Section 1 hereof.
5. THAT the proper officials of The Region are hereby authorized and directed to do all things necessary to carry-out the terms of this by-law except that no contract for the construction of the described works is to be entered into without the approval of the Council of the Regional Municipality of Hamilton-Wentworth.
6. THAT schedule "A" forms part of this by-law.

Read a First, Second and Third Time and Finally Passed and Enacted
this 5th day of April, 1988.

Approved
as to
Regie
Solic


CHAIRMAN


CLERK

SCHEDULE "A"

TO BY-LAW NO. R88-053

<u>DESCRIPTION</u>	<u>COST PER CONNECTION</u>	<u>TOTAL COST</u>	<u>REGION'S SHARE OF COST</u>	<u>OWNER'S SHARE OF COST</u>
Storm and Sanitary Sewers on Annabelle Street from 120 metres north of Chester Avenue to 295 metres south of Chester Avenue, in the City of Hamilton.		\$353,000.00	\$175,032.00	\$177,968.00
and				
Related Drain Connections	\$1,800.00	\$ 64,800.00		\$64,800.00

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO R88-054

BEING A BY-LAW TO AUTHORIZE THE IMPOSITION OF A SPECIALLY ASSESSED RATE UPON THE OWNERS OF LANDS ABUTTING THE STORM AND SANITARY SEWERS AS DESCRIBED IN SCHEDULE "A" HERETO AND A SPECIALLY ASSESSED RATE ON PARTICULAR LOTS TO BE SERVED BY PRIVATE DRAIN CONNECTIONS AS DESCRIBED IN SCHEDULE "B" HERETO ON ANNABELLE STREET FROM 120 METRES NORTH OF CHESTER AVENUE TO 295 METRES SOUTH OF CHESTER AVENUE, IN THE CITY OF HAMILTON.

WHEREAS The Regional Municipality of Hamilton-Wentworth (here and after called the "Region") intends to install Storm and Sanitary Sewers on Annabelle Street from 120 metres north of Chester Avenue to 295 metres south of Chester Avenue, in the City of Hamilton, as a local improvement at an estimated cost of \$353,000.00 and related private drain connections as described in Schedule "B" to the By-law as a local improvement at an estimated cost of \$64,800.00; and,

WHEREAS The Region may impose pursuant to The Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437, Section 97 (1) as amended, a specially assessed frontage rate to finance extension to its sewer works systems under any general Act relating to the collection and disposal of sewage and the financing thereof; and,

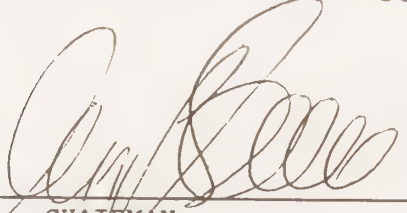
WHEREAS the Local Improvement Act, Section 12 and 3 authorizes a municipality to impose by by-law a specially assessed rate upon owners or occupants of land who derive a benefit from the said Storm and Sanitary Sewers and a specially assessed rate upon particular lots served by the private drain connections.

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

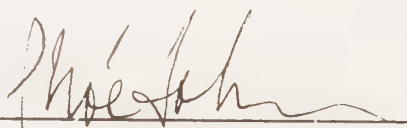
- 1.(a) THAT a specially assessed frontage rate be imposed on the owners of the lands described in Schedule "A" to this By-law, abutting the said Storm and Sanitary Sewers to be calculated on the frontage therein described being rateable for an estimated total of \$177,968.00 which shall be the portion of the total cost of the sewer works to be borne by the abutting land owners;
- (b) THAT the cost of the private drain connections be specially assessed only upon the particular lot to be served as outlined in Schedule "B" to this By-law, and in the amounts therein set out.

- 2.(a) THAT a reduction in the case of corner lots at the junction or intersection of streets and a reduction or increase in the case of triangular or irregularly shaped lots has been made in the specially assessed rate as per Schedule "A" to this By-law;
- (b) THAT where an exemption for flankage of a lot which flankage later becomes frontage on the Storm and Sanitary Sewers, the Region may impose a specially assessed rate of such amount as would have been assessed against such flankage had it been frontage at the date of passing of this By-law.
3. THAT the owners of the lands described on Schedule "A" to this By-law may pay the total estimated rates described therein in a lump sum cash payment or in equal and consecutive annual installments over a period of fifteen (15) years together with interest fixed at the borrowing rate for this Region at the time of the calculation of the total cost of the project and the imposition of the annual installment such as shown on Schedule "A" hereto.
4. THAT Schedule "A" and Schedule "B" form part of this By-law.

Read a First, Second and Third Time and Finally Passed
and Enacted this 5th day of April, 1988.



CHAIRMAN



CLERK

Approved
as to form

Regional
Solicitor

SCHEDULE "AA" TO BY-LAW NO. R88-054

DESCRIPTION: Storm and Sanitary Sewers

ESTIMATED COST: \$353,000.00

ESTIMATED COST PER METRE FRONTAGE TO OWNER: \$196.00

LOCATION: Annabelle Street from 120 metres north of Chester Street to 295 metres south of Chester Street, in the City of Hamilton

The specially assessed rate imposed on benefitting property owners may be paid in one lump sum amount (Column 6) or be financed and paid in (15) fifteen annual consecutive installments commencing in the year in which the project is closed and rated. The amount financed over fifteen years will be at an interest to be determined by the Region.

1	2	3	4	5	6	7
ASSESSMENT ROLL NUMBER	DESCRIPTION OF LANDS	FRONTAGE OF ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	ESTIMATED LUMP SUM CASH PAYMENT	ASSESSED OWNER
08 09710 3010	Plan 823 Lt.11	24.06m	0	24.06m	\$ 4,715.76	G. & N. Parish
08 09710 3020	" "	21.34m	0	21.34m	\$ 4,182.64	M. & K. Fazzari
08 09710 3040	" "	21.34m	0	21.34m	\$ 4,182.64	B. & M. Dolegowski
08 09710 3070	" "	21.34m	0	21.34m	\$ 4,182.64	J. Newstead
08 09710 3100	" "	21.34M	0	21.34m	\$ 4,182.64	J. & C. Dehaan
08 09710 3130	" "	21.34m	0	21.34m	\$ 4,182.64	S. & I. Codognotto
08 09710 3160	" "	21.34m	0	21.34m	\$ 4,182.64	B. Lumsden
08 09710 3190	" "	21.34m	0	21.34m	\$ 4,182.64	P. & A. Schutten
08 09710 3220	" "	21.34m	0	21.34m	\$ 4,182.64	E. & T. Message
08 09710 3250	" "	22.86m	0	22.86m	\$ 4,480.56	H. & C. Richardson

1	2	3	4	5	6	7
ASSESSMENT ROLL NUMBER	DESCRIPTION OF LANDS	FRONTAGE OF ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	ESTIMATED LUMP SUM CASH PAYMENT	ASSESSED OWNER
08 09710 3280	Plan 947 Lt.10	22.86m	0	22.86m	\$ 4,480.56	L. & I. Rush
08 09710 3310	" "	24.99m	0	24.99m	\$ 4,898.04	H. & S. Dodd
08 09710 3340	" "	26.07m	0	26.07m	\$ 5,109.72	R. & M. Weldon
08 09710 3370	" "	25.91m	0	25.91m	\$ 5,078.36	R. & C. Huffman
08 09710 3380	Con. 7, Pt. Lt. 16	30.48m	0	30.48m	\$ 5,974.08	Tr. of the Church of God
08 09710 3386	" "	32.50m	0	32.50m	\$ 6,370.00	G. & L. DiStefano
08 09710 3388	" "	30.48m	0	30.48m	\$ 5,974.08	J. & D. Zaborsky
08 09710 3400	Plan 947 Lot 6	26.52m	0	26.52m	\$ 5,197.92	A. & A. Zandberg
08 09710 3430	" "	26.52m	0	26.52m	\$ 5,197.92	J. Mazun
08 09710 3460	" "	24.00m	0	24.00m	\$ 4,704.00	A. & C. Mazzetti
08 09710 3490	" "	22.86m	0	22.86m	\$ 4,480.56	J. & E. Ford
08 09710 3520	Plan 823 Lot 1	21.34m	0	21.34m	\$ 4,182.64	W. & G. Peters
08 09710 3550	" "	21.34m	0	21.34m	\$ 4,182.64	H. Vanderbrugghen
08 09710 3580	" "	21.34m	0	21.34m	\$ 4,182.64	H. & J. Groenewegen
08 09710 3610	" "	21.34m	0	21.34m	\$ 4,182.64	G. & A. Tedesco

1	2	3	4	5	6	7
ASSESSMENT ROLL NUMBER	DESCRIPTION OF LANDS	FRONTAGE OF ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	ESTIMATED LUMP SUM CASH PAYMENT	ASSESSED OWNER
08 09710 4370	"	21.34m	0	21.34m	\$ 4,182.64	H. & M. Williams
08 09710 4340	"	21.34m	0	21.34m	\$ 4,182.64	M. Arsenault
08 09710 3640	Plan 823 Lot 7	21.34m	0	21.34m	\$ 4,182.64	W. & M. Carson
08 09710 3670	"	21.34m	0	21.34m	\$ 4,182.64	W. & A. Black
08 09710 3700	"	21.34m	0	21.34m	\$ 4,182.64	I. Gallant
08 09710 3730	"	24.06m	0	24.06m	\$ 4,715.76	R. Hill
08 09710 5510	Con. 7, Pt. Lt. 16	217.63m	36.58m	181.05m	\$35,485.80	L. Kovacs

SCHEDULE "B" TO BY-LAW NO. R88-054

NOTE: CONNECTION COST ONLY ON EACH LOT TO BE SERVED BY THE CONNECTION.

DESCRIPTION: Storm and Sanitary Sewers

LOCATION: Annabelle Street from 120 metres north of Chester Avenue
to 295 metres south of Chester Avenue, in the City
of Hamilton

NUMBER OF CONNECTIONS: 36

COST PER CONNECTION: \$1,800.00

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-055

TO PROVIDE FOR

1. THE CONSTRUCTION OF A WATERMAIN AND RELATED WATER SERVICE CONNECTIONS AS DESCRIBED IN SCHEDULE "A" HERETO ON STONE CHURCH ROAD WEST FROM PRESENT UPPER HORNING ROAD TO APPROXIMATELY 100 METERS WESTERLY AND ON PROPOSED STREET F FROM STONE CHURCH ROAD WEST TO GURNETT DRIVE, IN THE CITY OF HAMILTON.
2. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON ABUTTING OWNERS TO PAY A PORTION OF THE COST OF CONSTRUCTING THE WATERMAIN.
3. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON PARTICULAR LOTS TO BE SERVED BY THE SAID WATER SERVICE CONNECTIONS.

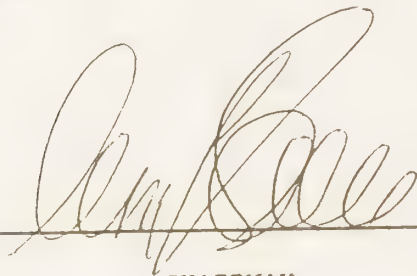
WHEREAS the Council of the Regional Municipality of Hamilton-Wentworth (here and after called the "Region") in adopting on the 15th day of December, 1987, Clause 23 of the 22-87 Report of the Engineering Services Committee authorized the construction of a watermain on Stone Church Road West from Present Upper Horning Road to approximately 100 meters westerly and on proposed Street F from Stone Church Road West to Gurnett Drive, in the City of Hamilton as a local improvement under Section 12 and 3 respectively of the Local Improvement Act, R.S.O. 1980, c.250.

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

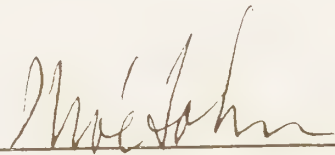
1. THAT the construction of the said watermain on Stone Church Road West from Present Upper Horning Road to approximately 100 meters westerly and on proposed Street F from Stone Church Road West to Gurnett Drive, in the City of Hamilton at an estimated cost of \$99,700.00 and the said water service connections at an estimated cost of \$14,000.00 is hereby authorized, as set out on Schedule "A" hereto.
- 2.(a) THAT the share of the estimated cost of the described watermain to be borne by the owners of the lots liable to be specially assessed is \$19,235.00 and the amount to be specially assessed against such owners is hereby authorized at the actual equal special rate per metre of such frontage sufficient to defray the actual cost and payable by such owners in 15 annual consecutive installments.

- (b) THAT the share of the estimated cost of the described water service connections be specially assessed upon the particular lots to be served.
- 3.(a) THAT the cost of the works described in Section 1 hereof are to be financed from special assessments, subsidies, monies received from any other source, and by the issue and sale of debentures of The Region in the amount of \$19,235.00 which are to be authorized by a subsequent by-law or by-laws and which are to be repayable over a term of not more than 15 years.
- (b) THAT pending the sale of debentures referred to in sub-section (a) of this Section and the receipt of special assessments, subsidies, or monies from any other source, the Chairman and the Treasurer of The Region may borrow money not exceeding \$113,700.00 for the purpose described in Section 1 hereof.
- (c) THAT the sum or sums of money borrowed pursuant to sub-section (b) of this section are to be repaid out of the special assessments, subsidies received, monies received from any other source and the proceeds of the sale of debentures of The Region.
4. THAT notwithstanding the provisions of this by-law the amount to be debentured pursuant to the provision hereof is not to exceed the net cost to The Region after deducting any special assessments, subsidies or contributions from the Province of Ontario or from any other source in respect of the undertaking described in Section 1 hereof.
5. THAT the proper officials of The Region are hereby authorized and directed to do all things necessary to carry-out the terms of this by-law except that no contract for the construction of the described works is to be entered into without the approval of the Council of the Regional Municipality of Hamilton-Wentworth.
6. THAT schedule "A" forms part of this by-law.

Read a First, Second and Third Time and Finally Passed and Enacted
this 5th day of April, 1988.



CHAIRMAN



CLERK

Approved
as to form

Regional
Solicitor

SCHEDULE "A"

TO BY-LAW NO. R88-055

DESCRIPTION	<u>COST PER CONNECTION</u>	<u>TOTAL COST</u>	<u>REGION'S SHARE OF COST</u>	<u>OWNER'S SHARE OF COST</u>
Watermain on Stone Church Road West from Present Upper Horning Road to Approximately 100 meters westerly and on proposed Street F from Stone Church Road West to Gurnett Drive, in the City of Hamilton		\$99,700.00	\$80,465.00	\$19,235.00
and Related Water Service Connections	\$700.00	\$14,000.00		\$14,000.00

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO R88-056

BEING A BY-LAW TO AUTHORIZE THE IMPOSITION OF A SPECIALLY ASSESSED RATE UPON THE OWNERS OF LANDS ABUTTING THE WATERMAIN AS DESCRIBED IN SCHEDULE "A" HERETO AND A SPECIALLY ASSESSED RATE ON PARTICULAR LOTS TO BE SERVED BY WATER SERVICE CONNECTIONS AS DESCRIBED IN SCHEDULE "B" HERETO ON STONE CHURCH ROAD WEST FROM PRESENT UPPER HORNING ROAD TO APPROXIMATELY 100 METERS WESTERLY AND ON PROPOSED STREET F FROM STONE CHURCH ROAD WEST TO GURNETT DRIVE, IN THE CITY OF HAMILTON.

WHEREAS The Regional Municipality of Hamilton-Wentworth (here and after called the "Region") intends to install a watermain on Stone Church Road West from present Upper Horning Road to approximately 100 meters westerly and on proposed street F from Stone Church Road West to Gurnett Drive, in the City of Hamilton as a local improvement at an estimated cost of \$99,700.00 and related water service connections as described in Schedule "B" to the By-law as a local improvement at an estimated cost of \$14,000.00; and,

WHEREAS The Region may impose pursuant to The Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437, Section 96 (1) as amended, a specially assessed frontage rate to finance extension to its water works systems under any general Act relating to the supply and distribution of water and the financing thereof; and,

WHEREAS the Local Improvement Act, Section 12 and 3 authorizes a municipality to impose by by-law a specially assessed rate upon owners or occupants of land who derive a benefit from the said watermain and a specially assessed rate upon particular lots served by the water service connections.

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

- 1.(a) THAT a specially assessed frontage rate be imposed on the owners of the lands described in Schedule "A" to this By-law, abutting the said watermain to be calculated on the frontage therein described being rateable for an estimated total of \$19,235.00 which shall be the portion of the total cost of the water works to be borne by the abutting land owners;
- (b) THAT the cost of the water service connections be specially assessed only upon the particular lot to be served as outlined in Schedule "B" to this By-law, and in the amounts therein set out.

- 2.(a) THAT a reduction in the case of corner lots at the junction or intersection of streets and a reduction or increase in the case of triangular or irregularly shaped lots has been made in the specially assessed rate as per Schedule "A" to this By-law;
- (b) THAT where an exemption for flankage of a lot which flankage later becomes frontage on the watermain, the Region may impose a specially assessed rate of such amount as would have been assessed against such flankage had it been frontage at the date of passing of this By-law.
3. THAT the owners of the lands described on Schedule "A" to this By-law may pay the total estimated rates described therein in a lump sum cash payment or in equal and consecutive annual installments over a period of fifteen (15) years together with interest fixed at the borrowing rate for this Region at the time of the calculation of the total cost of the project and the imposition of the annual installment such as shown on Schedule "A" hereto.
4. THAT Schedule "A" and Schedule "B" form part of this By-law.

Read a First, Second and Third Time and Finally Passed
and Enacted this 5th day of April, 1988.


CHAIRMAN


CLERK

Approved
as to form

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SCHEDULE "AA" TO BY-LAW NO. R88-056

DESCRIPTION: Watermain

ESTIMATED COST: \$ 99,700.00

ESTIMATED COST PER METRE FRONTAGE TO OWNER: \$74.00

LOCATION: Stone Church Road West from present Upper Horning Road to approximately 100 meters westerly and on proposed Street F from Stone Church Road West to Gurnett Drive, in the City of Hamilton

The specially assessed rate imposed on benefiting property owners may be paid in one lump sum amount (Column 6) or be financed and paid in (15) fifteen annual consecutive installments commencing in the year in which the project is closed and rated. The amount financed over fifteen years will be at an interest rate to be determined by the Region.

1	2	3	4	5	6	7
ASSESSMENT ROLL NUMBER	DESCRIPTION OF LANDS	FRONTAGE OF ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	ESTIMATED LUMP SUM CASH PAYMENT	ASSESSED OWNER
08 10610 3280	Con.3 Pt.Lt.54&55	164.43m	36.58m	127.85m	\$9,460.90	Roman Catholic Episcopal Corp. of the Diocese of Hamilton in Ontario
Part of 08 10610 3280	Lot 1	42.02m	36.58m	5.44m	\$ 402.56	"
"	Lot 2	13.30m	0	13.30m	\$ 984.20	"
"	Lot 3	13.30m	0	13.30m	\$ 984.20	"
"	Lot 4	12.09m	0	12.09m	\$ 894.66	"
"	Lot 5	32.65m	32.65m	0	0	"
"	Lot 4	12.09m	0	12.09m	\$ 894.66	"

1	2	3	4	5	6	7
<u>ASSESSMENT ROLL NUMBER</u>	<u>DESCRIPTION OF LANDS</u>	<u>FRONTAGE OF ABUTTING LAND</u>	<u>EXEMPT FRONTAGE</u>	<u>FRONTAGE SUBJECT TO RATE</u>	<u>ESTIMATED LUMP SUM CASH PAYMENT</u>	<u>ASSESSED OWNER</u>
Part of 08 10610 3280	Lot 12	13.30m	0	13.30m	\$ 984.20	Roman Catholic Episcopal Corp. of the Diocese of Hamilton in Ontario
"	Lot 13	13.30m	0	13.30m	\$ 984.20	"
"	Lot 14	13.30m	0	13.30m	\$ 984.20	"
100 280 14600 (Town of Ancaster)	Con. 3 Pt. Lt. 54&55	72.55m	36.58m	35.97m	\$2,661.78	"

SCHEDULE "B" TO BY-LAW NO. R88-056

NOTE: CONNECTION COST ONLY ON EACH LOT TO BE SERVED BY THE CONNECTION.

DESCRIPTION: Watermain

LOCATION: Stone Church Road West from present Upper Horning Road to approximately 100 meters westerly and on proposed street F from Stone Church Road West to Gurnett Drive, in the City of Hamilton

NUMBER OF CONNECTIONS: 20

COST PER CONNECTION: \$700.00

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-057

TO PROVIDE FOR

1. THE CONSTRUCTION OF A WATERMAIN AND RELATED WATER SERVICE CONNECTIONS AS DESCRIBED IN SCHEDULE "A" HERETO ON GOLF LINKS ROAD FROM 165 METERS EAST OF FUTURE STREET, MEADOWLANDS INDUSTRIAL PARK, TO 123 METERS WEST OF FUTURE STREET, IN THE TOWN OF ANCASTER
2. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON ABUTTING OWNERS TO PAY A PORTION OF THE COST OF CONSTRUCTING THE WATERMAIN
3. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON PARTICULAR LOTS TO BE SERVED BY THE SAID WATER SERVICE CONNECTIONS.

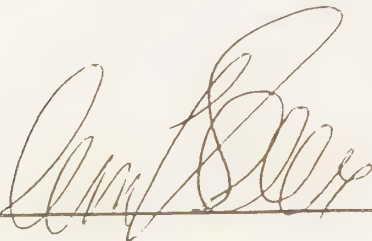
WHEREAS the Council of the Regional Municipality of Hamilton-Wentworth (here and after called the "Region") in adopting on the 15th day of December, 1987, Clause 23 of the 22-87 Report of the Engineering Services Committee authorized the construction of a watermain on Golf Links Road from 165 meters east of Future Street, Meadowlands Industrial Park, to 123 meters west of Future Street, in the Town of Ancaster as a local improvement under Section 12 and 3 respectively of the Local Improvement Act, R.S.O. 1980, c.250.

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. THAT the construction of the said watermain on Golf Links Road from 165 meters east of Future Street, Meadowlands Industrial Park, to 123 meters west of Future Street, in the Town of Ancaster at an estimated cost of \$132,400.00 and the said water service connections at an estimated cost of \$6,750.00 is hereby authorized, as set out on Schedule "A" hereto.
- 2.(a) THAT the share of the estimated cost of the described watermain to be borne by the owners of the lots liable to be specially assessed is \$122,671.24 and the amount to be specially assessed against such owners is hereby authorized at the actual equal special rate per metre of such frontage sufficient to defray the actual cost and payable by such owners in 15 annual consecutive installments.

- (b) THAT the share of the estimated cost of the described water service connections be specially assessed upon the particular lots to be served.
- 3.(a) THAT the cost of the works described in Section 1 hereof are to be financed from special assessments, subsidies, monies received from any other source, and by the issue and sale of debentures of The Region in the amount of \$122,671.24 which are to be authorized by a subsequent by-law or by-laws and which are to be repayable over a term of not more than 15 years.
- (b) THAT pending the sale of debentures referred to in sub-section (a) of this Section and the receipt of special assessments, subsidies, or monies from any other source, the Chairman and the Treasurer of The Region may borrow money not exceeding \$139,150.00 for the purpose described in Section 1 hereof.
- (c) THAT the sum or sums of money borrowed pursuant to sub-section (b) of this section are to be repaid out of the special assessments, subsidies received, monies received from any other source and the proceeds of the sale of debentures of The Region.
4. THAT notwithstanding the provisions of this by-law the amount to be debentured pursuant to the provision hereof is not to exceed the net cost to The Region after deducting any special assessments, subsidies or contributions from the Province of Ontario or from any other source in respect of the undertaking described in Section 1 hereof.
5. THAT the proper officials of The Region are hereby authorized and directed to do all things necessary to carry-out the terms of this by-law except that no contract for the construction of the described works is to be entered into without the approval of the Council of the Regional Municipality of Hamilton-Wentworth.
6. THAT schedule "A" forms part of this by-law.

Read a First, Second and Third Time and Finally Passed and Enacted
this 5th day of April, 1988.



CHAIRMAN



CLERK

Approved
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Solicitor

SCHEDULE "A"

TO BY-LAW NO. R88- 057

<u>DESCRIPTION</u>	<u>COST PER CONNECTION</u>	<u>TOTAL COST</u>	<u>REGION'S SHARE OF COST</u>	<u>OWNER'S SHARE OF COST</u>
Watermain on Golf Links Road from 165 meters east of Future Street, Meadowlands Industrial Park, to 123 meters west of Future Street, in the Town of Ancaster		\$132,400.00	\$ 9,728.76	\$122,671.24
and				
Related Water Service Connections	\$1,350.00	\$ 6,750.00		\$ 6,750.00

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO R88-058

BEING A BY-LAW TO AUTHORIZE THE IMPOSITION
OF A SPECIALLY ASSESSED RATE UPON THE OWNERS
OF LANDS ABUTTING THE WATERMAIN
AS DESCRIBED IN SCHEDULE "A" HERETO AND A
SPECIALLY ASSESSED RATE ON PARTICULAR LOTS
TO BE SERVED BY WATER SERVICE CONNECTIONS
AS DESCRIBED IN SCHEDULE "B" HERETO ON
GOLF LINKS ROAD FROM 165 METERS EAST OF FUTURE
STREET, MEADOWLANDS INDUSTRIAL PARK, TO 123 METERS
WEST OF FUTURE STREET, IN THE TOWN OF ANCASTER

WHEREAS The Regional Municipality of Hamilton-Wentworth (here and after called the "Region") intends to install a watermain on Golf Links Road from 165 meters east of Future Street, Meadowlands Industrial Park, to 123 meters west of Future Street, in the Town of Ancaster as a local improvement at an estimated cost of \$132,400.00 and related water service connections as described in Schedule "B" to the By-law as a local improvement at an estimated cost of \$6,750.00; and,

WHEREAS The Region may impose pursuant to The Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437, Section 96 (1) as amended, a specially assessed frontage rate to finance extension to its water works systems under any general Act relating to the collection and disposal of sewage and the financing thereof; and,

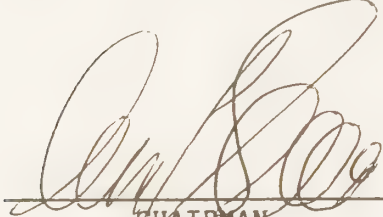
WHEREAS the Local Improvement Act, Section 12 and 3 authorizes a municipality to impose by by-law a specially assessed rate upon owners or occupants of land who derive a benefit from the said watermain and a specially assessed rate upon particular lots served by the water service connections.

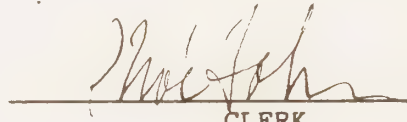
NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

- 1.(a) THAT a specially assessed frontage rate be imposed on the owners of the lands described in Schedule "A" to this By-law, abutting the said watermain to be calculated on the frontage therein described being rateable for an estimated total of \$122,671.24 which shall be the portion of the total cost of the water works to be borne by the abutting land owners;
- (b) THAT the cost of the water service connections be specially assessed only upon the particular lot to be served as outlined in Schedule "B" to this By-law, and in the amounts therein set out.

- 2.(a) THAT a reduction in the case of corner lots at the junction or intersection of streets and a reduction or increase in the case of triangular or irregularly shaped lots has been made in the specially assessed rate as per Schedule "A" to this By-law;
- (b) THAT where an exemption for flankage of a lot which flankage later becomes frontage on the watermain, the Region may impose a specially assessed rate of such amount as would have been assessed against such flankage had it been frontage at the date of passing of this By-law.
3. THAT the owners of the lands described on Schedule "A" to this By-law may pay the total estimated rates described therein in a lump sum cash payment or in equal and consecutive annual installments over a period of fifteen (15) years together with interest fixed at the borrowing rate for this Region at the time of the calculation of the total cost of the project and the imposition of the annual installment such as shown on Schedule "A" hereto.
4. THAT Schedule "A" and Schedule "B" form part of this By-law.

Read a First, Second and Third Time and Finally Passed
and Enacted this 5th day of April, 1988.


CHAIRMAN


CLERK

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SCHEDULE "AA" TO BY-LAW NO. R88-058

DESCRIPTION: Watermain

ESTIMATED COST: \$132,400.00

ESTIMATED COST PER METRE FRONTAGE TO OWNER: \$ 74.00

LOCATION: Golf Links Road from 165 meters east of Future Street, Meadowlands Industrial Park, to 123 meters west of Future Street, in the Town of Ancaster

The specially assessed rate imposed on benefiting property owners may be paid in one lump sum amount (Column 6) or be financed and paid in (15) fifteen annual consecutive installments commencing in the year in which the project is closed and rated. The amount financed over fifteen years will be at an interest rate to be determined by the Region.

1	2	3	4	5	6	7
ASSESSMENT ROLL NUMBER	DESCRIPTION OF LANDS	FRONTAGE OF ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	ESTIMATED LUMP SUM CASH PAYMENT	ASSESSED OWNER
Part of 100 280 10200	Lt 1, Street"A"	120.62m	36.58m	84.04m	\$ 6,218.96	551908 Ontario Inc.
100 280 10200	Lt.2,GolfLinks Rd.	53.0m	0	53.0m	\$ 3,922.00	"
100 280 10200	Lt.15,Street"A"	59.19m	36.58m	22.61m	\$ 1,673.14	"
100 280 10200	Lt.16,GolfLinks Rd.	55m	0	55m	\$ 4,070.00	"
100 280 12400	Con.3,Pt.Lt.51&52	774.73m	0	774.73m	\$57,330.02	"
100 280 11200	Con.3,Pt.Lt.49&50	540.93m	0	540.93m	\$40,028.82	"
100 280 11600	Con.3Pt.Lt.51	61.27m	0	61.27m	\$ 4,533.98	H. & A. Taylor
100 280 11800	" "	40.23m	0	40.23m	\$ 2,977.02	J. & N. Sexton
100 280 12000	" "	25.91m	0	25.91m	\$ 1,917.30	R. & M. Murphy

SCHEDULE "B" TO BY-LAW NO. R88-058

NOTE: CONNECTION COST ONLY ON EACH LOT TO BE SERVED BY THE CONNECTION.

DESCRIPTION: Watermain

LOCATION: Golf Links Road from 165 meters east of Future Street,
Meadowlands Industrial Park, to 123 meters west of Future
Street, in the Town of Ancaster

NUMBER OF CONNECTIONS: 5

COST PER CONNECTION: \$1,350.00

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-059

TO PROVIDE FOR

1. THE CONSTRUCTION OF A WATERMAIN AND RELATED WATER SERVICE CONNECTIONS AS DESCRIBED IN SCHEDULE "A" HERETO ON UPPER WENTWORTH STREET FROM APPROXIMATELY 126 METERS SOUTH OF STONE CHURCH ROAD TO APPROXIMATELY 500 METERS SOUTH OF STONE CHURCH ROAD, IN THE CITY OF HAMILTON.
2. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON ABUTTING OWNERS TO PAY A PORTION OF THE COST OF CONSTRUCTING THE WATERMAIN.
3. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON PARTICULAR LOTS TO BE SERVED BY THE SAID WATER SERVICE CONNECTIONS.

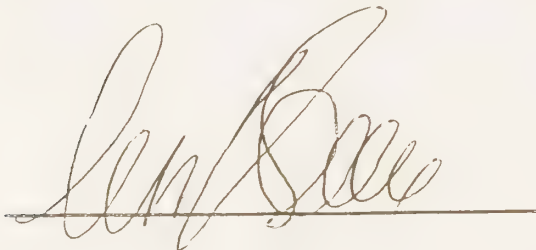
WHEREAS the Council of the Regional Municipality of Hamilton-Wentworth (here and after called the "Region") in adopting on the 15th day of December, 1987, Clause 23 of the 22-87 Report of the Engineering Services Committee authorized the construction of a water main on Upper Wentworth Street from approximately 126 metres south of Stone Church Road to approximately 500 meters outh of Stone Church Road, in the City of Hamilton as a local improvement under Section 12 and 3 respectively of the Local Improvement Act, R.S.O. 1980, c.250.

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

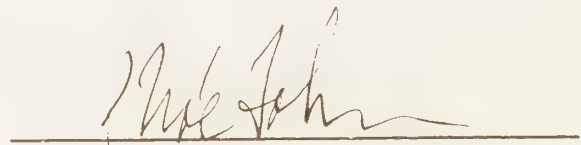
1. THAT the construction of the said watermain on Upper Wentworth Street from approximately 126 meters south of Stone Church to approximately 500 meters south of Stone Church Road, in the City of Hamilton at an estimated cost of \$113,130.00 and the said water service Connections at an estimated cost of \$2,700.00 is hereby authorized, as set out on Schedule "A" hereto.
- 2.(a) THAT the share of the estimated cost of the described watermain to be borne by the owners of the lots liable to be specially assessed is \$108,760.00 and the amount to be specially assessed against such owners is hereby authorized at the actual equal special rate per metre of such frontage sufficient to defray the actual cost and payable by such owners in 15 annual consecutive installments.

- (b) THAT the share of the estimated cost of the described Water Service connections be specially assessed upon the particular lots to be served.
- 3.(a) THAT the cost of the works described in Section 1 hereof are to be financed from special assessments, subsidies, monies received from any other source, and by the issue and sale of debentures of The Region in the amount of \$108,760.00 which are to be authorized by a subsequent by-law or by-laws and which are to be repayable over a term of not more than 15 years.
- (b) THAT pending the sale of debentures referred to in sub-section (a) of this Section and the receipt of special assessments, subsidies, or monies from any other source, the Chairman and the Treasurer of The Region may borrow money not exceeding \$115,830.00 for the purpose described in Section 1 hereof.
- (c) THAT the sum or sums of money borrowed pursuant to sub-section (b) of this section are to be repaid out of the special assessments, subsidies received, monies received from any other source and the proceeds of the sale of debentures of The Region.
4. THAT notwithstanding the provisions of this by-law the amount to be debentured pursuant to the provision hereof is not to exceed the net cost to The Region after deducting any special assessments, subsidies or contributions from the Province of Ontario or from any other source in respect of the undertaking described in Section 1 hereof.
5. THAT the proper officials of The Region are hereby authorized and directed to do all things necessary to carry-out the terms of this by-law except that no contract for the construction of the described works is to be entered into without the approval of the Council of the Regional Municipality of Hamilton-Wentworth.
6. THAT schedule "A" forms part of this by-law.

Read a First, Second and Third Time and Finally Passed and Enacted
this 5th day of April, 1988.



CHAIRMAN



CLERK

Approved
as to form

Regional
Solicitor

SCHEDULE "A"

TO BY-LAW NO. R88-059

<u>DESCRIPTION</u>	<u>COST PER CONNECTION</u>	<u>TOTAL COST</u>	<u>REGION'S SHARE OF COST</u>	<u>OWNER'S SHARE OF COST</u>
Watermain on Upper Wentworth Street from approximately 126 meters south of Stone Church Road to approximately 500 meters south of Stone Church Road, in the City of Hamilton		\$113,130.00	\$4,370.00	\$108,760.00
and Related Water Service Connections	\$900.00	\$ 2,700.00		\$ 2,700.00

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO R88-060

BEING A BY-LAW TO AUTHORIZE THE IMPOSITION OF A SPECIALLY ASSESSED RATE UPON THE OWNERS OF LANDS ABUTTING THE WATERMAIN DESCRIBED IN SCHEDULE "A" HERETO AND A SPECIALLY ASSESSED RATE ON PARTICULAR LOTS TO BE SERVED BY WATER SERVICE CONNECTIONS AS DESCRIBED IN SCHEDULE "B" HERETO ON UPPER WENTWORTH STREET FROM APPROXIMATELY 126 METERS SOUTH OF STONE CHURCH ROAD TO APPROXIMATELY 500 METERS SOUTH OF STONE CHURCH ROAD, IN THE CITY OF HAMILTON.

WHEREAS The Regional Municipality of Hamilton-Wentworth (here and after called the "Region") intends to install a watermain on Upper Wentworth Street from approximately 126 meters south of Stone Church to approximately 500 meters south of Stone Church Road, in the City of Hamilton as a local improvement at an estimated cost of \$113,130.00 and related water service connections as described in Schedule "B" to the By-law as a local improvement at an estimated cost of \$2,700.00 ; and,

WHEREAS The Region may impose pursuant to The Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437, Section 96 (1) as amended, a specially assessed frontage rate to finance extension to its waterwork systems under any general Act relating to the supply and distribution of water and the financing thereof; and,

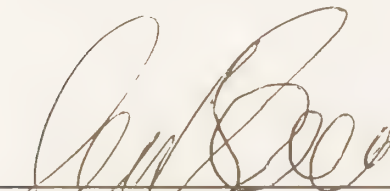
WHEREAS the Local Improvement Act, Section 12 and 3 authorizes a municipality to impose by by-law a specially assessed rate upon owners or occupants of land who derive a benefit from the said watermain and a specially assessed rate upon particular lots served by the water service connections.

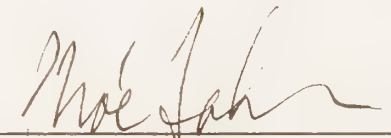
NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

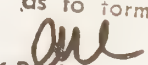
- 1.(a) THAT a specially assessed frontage rate be imposed on the owners of the lands described in Schedule "A" to this By-law, abutting the said watermain to be calculated on the frontage therein described being rateable for an estimated total of \$108,760.00 which shall be the portion of the total cost of the waterworks to be borne by the abutting land owners;
- (b) THAT the cost of the water service connections be specially assessed only upon the particular lot to be served as outlined in Schedule "B" to this By-law, and in the amounts therein set out.

- 2.(a) THAT a reduction in the case of corner lots at the junction or intersection of streets and a reduction or increase in the case of triangular or irregularly shaped lots has been made in the specially assessed rate as per Schedule "A" to this By-law;
- (b) THAT where an exemption for flankage of a lot which flankage later becomes frontage on the watermain, the Region may impose a specially assessed rate of such amount as would have been assessed against such flankage had it been frontage at the date of passing of this By-law.
3. THAT the owners of the lands described on Schedule "A" to this By-law may pay the total estimated rates described therein in a lump sum cash payment or in equal and consecutive annual installments over a period of fifteen (15) years together with interest fixed at the borrowing rate for this Region at the time of the calculation of the total cost of the project and the imposition of the annual installment such as shown on Schedule "A" hereto.
4. THAT Schedule "A" and Schedule "B" form part of this By-law.

Read a First, Second and Third Time and Finally Passed
and Enacted this 5th day of April, 1988.


CHAIRMAN


CLERK

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as to form

Regional
Solicitor

SCHEDULE "AA" TO BY-LAW NO. R88-060

DESCRIPTION: Watermain

ESTIMATED COST: \$113,130.00

ESTIMATED COST PER METRE FRONTAGE TO OWNER: \$74.00

LOCATION: Upper Wentworth Street from approximately 126 meters south of Stone Church Road to approximately 500 meters south of Stone Church Road, in the City of Hamilton

The specially assessed rate imposed on benefiting property owners may be paid in one lump sum amount (Column 6) or be financed and paid in (15) fifteen annual consecutive installments commencing in the year in which the project is closed and rated. The amount financed over fifteen years will be at an interest rate to be determined by the Region.

1	2	3	4	5	6	7
ASSESSMENT ROLL NUMBER	DESCRIPTION OF LANDS	FRONTAGE OF ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	ESTIMATED LUMP SUM CASH PAYMENT	ASSESSED OWNER
<u>West Side</u>						
07 08510 8000	Con.8 Pt.Lt. 11	165.64 m	0	165.64m	\$12,257.36	City of Hamilton
07 08510 7699	Plan 62M-502 Lot 113	32.0 m	0	32.0 m	\$ 2,368.00	Wellington Chase Inc.
07 08510 9000	Con.8 Pt.Lt. 11	133.01 m	0	133.01m	\$ 9,842.74	Wellington Chase Inc.
07 08510 0130	Con.8 Pt.Lt.11/12	233.21 m	0	233.21m	\$17,257.54	428680 Ontario Ltd.
<u>East Side</u>						
07 07510 1990	Con.8 Pt.Lt. 10	199.42 m	0	199.42m	\$14,757.08	T. Valeri Construction
07 07510 2020	Con.8 Pt.Lt. 10	19.81 m	0	19.81m	\$ 1,465.94	R. Horning Estate
07 07510 1991	Con.8 Pt. Lt. 10	10.06 m	0	10.06m	\$ 744.44	City of Hamilton
07 07510 1960	Con.8 Pt.Lt. 10	101.50 m	0	101.50m	\$ 7,511.00	Roman Catholic Separate School Board

1	2	3	4	5	6	7
<u>ASSESSMENT ROLL NUMBER</u>	<u>DESCRIPTION OF LANDS</u>	<u>FRONTAGE OF ABUTTING LAND</u>	<u>EXEMPT FRONTAGE</u>	<u>FRONTAGE SUBJECT TO RATE</u>	<u>ESTIMATED LUMP SUM CASH PAYMENT</u>	<u>ASSESSED OWNER</u>
07 07510 1930	Con.8 Pt.Lt. 10	65.9 m	0	65.9 m	\$ 4,876.60	E. Mancinelli
07 07510 1920	Con.8 Pt.Lt. 10	33.27 m	0	33.27m	\$ 2,461.98	B.&V. Marchildon
07 07510 8200	Con.8 Pt.Lt. 10	475.92 m	0	475.92m	\$35,218.08	A.Weisz/B.Sauder/ M. Green

SCHEDULE "B" TO BY-LAW NO. R88-060

NOTE: CONNECTION COST ONLY ON EACH LOT TO BE SERVED BY THE CONNECTION.

DESCRIPTION: Watermain

LOCATION: Upper Wentworth Street from approximately 126 meters
south of Stone Church Road to approximately 500 meters
south of Stone Church Road, in the City of Hamilton

NUMBER OF CONNECTIONS: 3

COST PER CONNECTION: \$900.00

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-061

TO PROVIDE FOR

1. THE CONSTRUCTION OF STORM AND SANITARY SEWERS AND RELATED PRIVATE DRAIN CONNECTIONS AS DESCRIBED IN SCHEDULE "A" HERETO ON CHESLEY STREET FROM STONE CHURCH ROAD TO APPROXIMATELY 120 METRES NORTH OF CHESTER AVENUE, IN THE CITY OF HAMILTON.
2. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON ABUTTING OWNERS TO PAY A PORTION OF THE COST OF CONSTRUCTING THE STORM AND SANITARY SEWERS.
3. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON PARTICULAR LOTS TO BE SERVED BY THE SAID PRIVATE DRAIN CONNECTIONS.

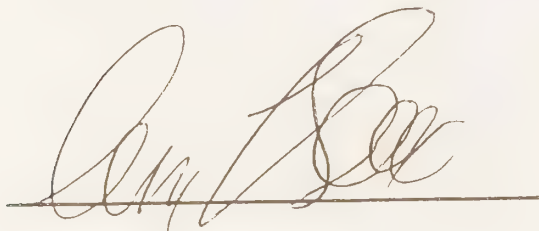
WHEREAS the Council of the Regional Municipality of Hamilton-Wentworth (here and after called the "Region") in adopting on the 15th day of December, 1987, Clause 23 of the 22-87 Report of the Engineering Services Committee authorized the construction of storm and sanitary sewers on Chesley Street from Stone Church Road to approximately 120 metres north of Chester Avenue, in the City of Hamilton as a local improvement under Section 12 and 3 respectively of the Local Improvement Act, R.S.O. 1980, c.250.

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. THAT the construction of the said storm and sanitary sewers on Chesley Street from Stone Church Road to approximately 120 metres north of Chester Avenue, in the City of Hamilton at an estimated cost of \$693,000.00 and the said private drain connections at an estimated cost of \$66,600.00 is hereby authorized, as set out on Schedule "A" hereto.
- 2.(a) THAT the share of the estimated cost of the described storm and sanitary sewers to be borne by the owners of the lots liable to be specially assessed is \$207,131.00 and the amount to be specially assessed against such owners is hereby authorized at the actual equal special rate per metre of such frontage sufficient to defray the actual cost and payable by such owners in 15 annual consecutive installments.

- (b) THAT the share of the estimated cost of the described private drain connections be specially assessed upon the particular lots to be served.
- 3.(a) THAT the cost of the works described in Section 1 hereof are to be financed from special assessments, subsidies, monies received from any other source, and by the issue and sale of debentures of The Region in the amount of \$207,131.00 which are to be authorized by a subsequent by-law or by-laws and which are to be repayable over a term of not more than 15 years.
- (b) THAT pending the sale of debentures referred to in sub-section (a) of this Section and the receipt of special assessments, subsidies, or monies from any other source, the Chairman and the Treasurer of The Region may borrow money not exceeding \$759,600.00 for the purpose described in Section 1 hereof.
- (c) THAT the sum or sums of money borrowed pursuant to sub-section (b) of this section are to be repaid out of the special assessments, subsidies received, monies received from any other source and the proceeds of the sale of debentures of The Region.
4. THAT notwithstanding the provisions of this by-law the amount to be debentured pursuant to the provision hereof is not to exceed the net cost to The Region after deducting any special assessments, subsidies or contributions from the Province of Ontario or from any other source in respect of the undertaking described in Section 1 hereof.
5. THAT the proper officials of The Region are hereby authorized and directed to do all things necessary to carry-out the terms of this by-law except that no contract for the construction of the described works is to be entered into without the approval of the Council of the Regional Municipality of Hamilton-Wentworth.
6. THAT schedule "A" forms part of this by-law.

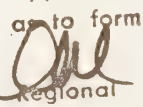
Read a First, Second and Third Time and Finally Passed and Enacted
this 5th day of April, 1988.



CHAIRMAN



CLERK

Approved
as to form

Regional
Solicitor

SCHEDULE "A"

TO BY-LAW NO. R88-061

<u>DESCRIPTION</u>	<u>COST PER CONNECTION</u>	<u>TOTAL COST</u>	<u>REGION'S SHARE OF COST</u>	<u>OWNER'S SHARE OF COST</u>
Storm and Sanitary Sewers on Chesley Street from Stone Church Road to approximately 120 metres north of Chester Avenue, in the City of Hamilton and	\$1,800.00	\$693,000.00	\$485,869.00	\$207,131.00
Related Private Drain Connections	\$1,800.00	\$ 66,600.00		\$ 66,600.00

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO R88-062

BEING A BY-LAW TO AUTHORIZE THE IMPOSITION OF A SPECIALLY ASSESSED RATE UPON THE OWNERS OF LANDS ABUTTING THE STORM AND SANITARY SEWERS DESCRIBED IN SCHEDULE "A" HERETO AND A SPECIALLY ASSESSED RATE ON PARTICULAR LOTS TO BE SERVED BY PRIVATE DRAIN CONNECTIONS AS DESCRIBED IN SCHEDULE "B" HERETO ON CHESLEY STREET FROM STONE CHURCH ROAD TO APPROXIMATELY 120 METRES NORTH OF CHESTER AVENUE, IN THE CITY OF HAMILTON.

WHEREAS The Regional Municipality of Hamilton-Wentworth (here and after called the "Region") intends to install storm and sanitary sewers on Chesley Street approximately 120 metres north of Chester Avenue, in the City of Hamilton as a local improvement at an estimated cost of \$693,000.00 and related private drain connections as described in Schedule "B" to the By-law as a local improvement at an estimated cost of \$66,600.00; and,

WHEREAS The Region may impose pursuant to The Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437, Section 97 (1) as amended, a specially assessed frontage rate to finance extension to its sewer works systems under any general Act relating to the collection and disposal of sewage and the financing thereof; and,

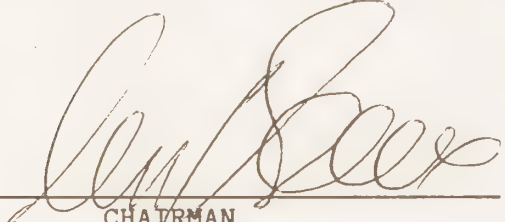
WHEREAS the Local Improvement Act, Section 12 and 3 authorizes a municipality to impose by by-law a specially assessed rate upon owners or occupants of land who derive a benefit from the said storm and sanitary sewers and a specially assessed rate upon particular lots served by the private drain connections.

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

- 1.(a) THAT a specially assessed frontage rate be imposed on the owners of the lands described in Schedule "A" to this By-law, abutting the said storm and sanitary sewers to be calculated on the frontage therein described being rateable for an estimated total of \$207,131.00 which shall be the portion of the total cost of the sewer works works to be borne by the abutting land owners;
- (b) THAT the cost of the private drain connections be specially assessed only upon the particular lot to be served as outlined in Schedule "B" to this By-law, and in the amounts therein set out.

- 2.(a) THAT a reduction in the case of corner lots at the junction or intersection of streets and a reduction or increase in the case of triangular or irregularly shaped lots has been made in the specially assessed rate as per Schedule "A" to this By-law;
- (b) THAT where an exemption for flankage of a lot which flankage later becomes frontage on the storm and sanitary sewers, the Region may impose a specially assessed rate of such amount as would have been assessed against such flankage had it been frontage at the date of passing of this By-law.
3. THAT the owners of the lands described on Schedule "A" to this By-law may pay the total estimated rates described therein in a lump sum cash payment or in equal and consecutive annual installments over a period of fifteen (15) years together with interest fixed at the borrowing rate for this Region at the time of the calculation of the total cost of the project and the imposition of the annual installment such as shown on Schedule "A" hereto.
4. THAT Schedule "A" and Schedule "B" form part of this By-law.

Read a First, Second and Third Time and Finally Passed
and Enacted this 5th day of April, 1988.


CHAIRMAN


CLERK

Approved
as to form

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Solicitor

SCHEDULE "AA" TO BY-LAW NO. R88-062

DESCRIPTION: Storm and Sanitary Sewers

ESTIMATED COST: \$ 693,000.00

ESTIMATED COST PER METRE FRONTAGE TO OWNER: \$196.00

LOCATION: Chesley Street from Stone Church Road to approximately 120 metres north of Chester Avenue
in the City of Hamilton

The specially assessed rate imposed on benefiting property owners may be paid in one lump sum amount (Column 6) or be financed and paid in (15) fifteen annual consecutive installments commencing in the year in which the project is closed and rated. The amount financed over fifteen years will be at an interest rate to be determined by the Region.

1	2	3	4	5	6	7
ASSESSMENT ROLL NUMBER	DESCRIPTION OF LANDS	FRONTAGE OF ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	ESTIMATED LUMP SUM CASH PAYMENT	ASSESSED OWNER
<u>East Side</u>						
08 09710 0280	Plan 947, Lt. 20	51.82m	36.58m	15.24m	\$2,987.04	A. & K. Wood
08 09710 1990	Plan 947, Lt. 18	26.52m	0	26.52m	\$5,197.92	S. & E. Green
08 09710 2020	Plan 947, Lt. 17	26.52m	0	26.52m	\$5,197.92	S.&L. Melko
08 09710 2050	Plan 947, Lt. 16	26.52m	0	26.52m	\$5,197.92	J.&B. Beatty
08 09710 2080	Plan 947, Lt. 15	26.52m	0	26.52m	\$5,197.92	G.&B. Roberts
08 09710 2110	Plan 947, Lt. 14	18.90m	0	18.90m	\$3,704.40	G.&M. Scandlan
08 09710 2140	Plan 947, Lt. 13	23.62m	0	23.62m	\$4,629.52	L.&C. Pizzingrilli
08 09710 2170	Plan 947, Lt. 12	29.79m	0	29.79m	\$5,838.84	M. Goodwin
08 09710 2200	Plan 947, Lt. 11	26.98m	0	26.98m	\$5,288.08	F. Miller
08 09710 2230	Plan 823, Lt. 21	21.34m	0	21.34m	\$4,182.64	R.& I. Lecheminant

1	2	3	4	5	6	7
ASSESSMENT ROLL NUMBER	DESCRIPTION OF LANDS	FRONTAGE OF ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	ESTIMATED LUMP SUM CASH PAYMENT	ASSESSED OWNER
08 09710 2260	Plan 823, Lt. 22	21.34m	0	21.34m	\$4,182.64	J. & N. Needham
08 09710 2290	Plan 823, Lt. 23	21.34m	0	21.34m	\$4,182.64	A. & L. Russo
08 09710 2320	Plan 823, Lt. 24	21.34m	0	21.34m	\$4,182.64	K. & J. West
08 09710 2350	Plan 823, Lt. 25	21.34m	0	21.34m	\$4,182.64	J. & M. Verschoor
08 09710 2380	Plan 823, Lt. 26	21.34m	0	21.34m	\$4,182.64	T. Haylock
08 09710 2410	Plan 823, Lt. 27	21.34m	0	21.34m	\$4,182.64	T. & E. Haylock
08 09710 2440	Plan 823, Lt. 28	21.34m	0	21.34m	\$4,182.64	L. B. G. & A. DiLivio
08 09710 2470	Plan 823, Lt. 29	21.34m	0	21.34m	\$4,182.64	C. Dawson/L. & P. Hanley
08 09710 2500	Plan 823, Lt. 30	24.06m	0	24.06m	\$4,715.76	C. Dawson/L. & P. Hanley
08 09710 5510	Con. 7, Pt. Lt. 16	174.96m	0	174.96m	\$34,292.16	L. Kovacs
West Side 08 09710 1450	Plan 823, Lt. 31	24.07m	0	24.07m	\$4,717.72	K. Ho/D. Yung
08 09710 1480	Plan 823, Lt. 32	21.34m	0	21.34m	\$4,182.64	E. Bisutti
08 09710 1510	Plan 823, Lt. 33	21.34m	0	21.34m	\$4,182.64	Z. & E. Petro
08 09710 4330	Pln 823, Pt. Lt. 33/34	42.67m	0	42.67m	\$8,363.32	M. Codnich
08 09710 4400	Plan 823, Lt. 36	21.34m	0	21.34m	\$4,182.64	G. & A. Smink
08 09710 1600	Plan 823, Lt. 37	21.34m	0	21.34m	\$4,182.64	J. Harkness

ASSESSMENT ROLL NUMBER	DESCRIPTION OF LANDS	FRONTAGE OF ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	ESTIMATED LUMP SUM CASH PAYMENT	ASSESSED OWNER
1	2	3	4	5	6	7
08 09710 1630	Plan 823, Lt. 38	21.34m	0	21.34m	\$4,182.64	R. & S. Corney
08 09710 1660	Plan 823, Lt. 39	21.34m	0	21.34m	\$4,182.64	M. & E. Ecker
08 09710 1690	Plan 820, Lt. 40	21.34m	0	21.34m	\$4,182.64	G. & E. Zuccolin
08 09710 1720	Plan 947, Lt. 31	27.56m	0	27.56m	\$5,401.76	M. Harding
08 09710 1750	Plan 947, Lt. 30	27.56m	0	27.56m	\$5,401.76	V. Fagan
08 09710 1780	Plan 947, Lt. 29	27.56m	0	27.56m	\$5,401.76	H. & E. Debruyne
08 09710 1810	Plan 947, Lt. 28	22.86m	0	22.86m	\$4,480.56	W. & M. Thornton
08 09710 1840	Plan 947, Lt. 27	22.86m	0	22.86m	\$4,480.56	C. & R. Gains
08 09710 1870	Plan 947, Lt. 26	22.86m	0	22.86m	\$4,480.56	L. & S. Harbottle
08 09710 1900	Plan 947, Lt. 25	22.86m	0	22.86m	\$4,480.56	Hamilton City
08 09710 1930	Plan 947, Lt. 24	22.86m	0	22.86m	\$4,480.56	R. & C. Richardson
08 09710 1960	Plan 947, Lt. 21	68.58m	36.58m	32.0m	\$6,272.00	S. & M. Gowers

SCHEDULE "B" TO BY-LAW NO. R88-062

NOTE: CONNECTION COST ONLY ON EACH LOT TO BE SERVED BY THE CONNECTION.

DESCRIPTION: Storm and Sanitary Sewers

LOCATION: Chesley Street from Stone Church Road to approximately
120 meters North of Chester Avenue, in the City of
Hamilton

NUMBER OF CONNECTIONS: 37

COST PER CONNECTION: \$1,800.00

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-063

TO PROVIDE FOR

1. THE CONSTRUCTION OF STORM AND SANITARY SEWERS AND RELATED PRIVATE DRAIN CONNECTIONS AS DESCRIBED IN SCHEDULE "A" HERETO ON WEST 5th STREET FROM 240 METERS NORTH OF STONE CHURCH ROAD TO APPROXIMATELY 500 METERS NORTHERLY, IN THE CITY OF HAMILTON.
2. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON ABUTTING OWNERS TO PAY A PORTION OF THE COST OF CONSTRUCTING THE STORM AND SANITARY SEWERS.
3. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON PARTICULAR LOTS TO BE SERVED BY THE SAID PRIVATE DRAIN CONNECTIONS.

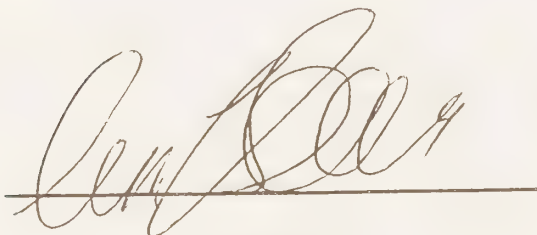
WHEREAS the Council of the Regional Municipality of Hamilton-Wentworth (here and after called the "Region") in adopting on the 15th day of December, 1987, Clause 23 of the 22-87 Report of the Engineering Services Committee authorized the construction of storm and sanitary sewers on West 5th Street from 240 meters north of Stone Church Road to approximately 500 meters northerly, in the City of Hamilton as a local improvement under Section 12 and 3 respectively of the Local Improvement Act, R.S.O. 1980, c.250.

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. THAT the construction of the said storm and sanitary sewers on West 5th Street from 240 meters north of Stone Church Road to approximately 500 meters northerly, in the City of Hamilton at an estimated cost of \$548,000.00 and the said private drain connections at an estimated cost of \$64,800.00 is hereby authorized, as set out on Schedule "A" hereto.
- 2.(a) THAT the share of the estimated cost of the described storm and sanitary sewers to be borne by the owners of the lots liable to be specially assessed is \$183,840.00 and the amount to be specially assessed against such owners is hereby authorized at the actual equal special rate per metre of such frontage sufficient to defray the actual cost and payable by such owners in 15 annual consecutive installments.

- (b) THAT the share of the estimated cost of the described private drain connections be specially assessed upon the particular lots to be served.
- 3.(a) THAT the cost of the works described in Section 1 hereof are to be financed from special assessments, subsidies, monies received from any other source, and by the issue and sale of debentures of The Region in the amount of \$183,840.00 which are to be authorized by a subsequent by-law or by-laws and which are to be repayable over a term of not more than 15 years.
- (b) THAT pending the sale of debentures referred to in sub-section (a) of this Section and the receipt of special assessments, subsidies, or monies from any other source, the Chairman and the Treasurer of The Region may borrow money not exceeding \$612,800.00 for the purpose described in Section 1 hereof.
- (c) THAT the sum or sums of money borrowed pursuant to sub-section (b) of this section are to be repaid out of the special assessments, subsidies received, monies received from any other source and the proceeds of the sale of debentures of The Region.
4. THAT notwithstanding the provisions of this by-law the amount to be debentured pursuant to the provision hereof is not to exceed the net cost to The Region after deducting any special assessments, subsidies or contributions from the Province of Ontario or from any other source in respect of the undertaking described in Section 1 hereof.
5. THAT the proper officials of The Region are hereby authorized and directed to do all things necessary to carry-out the terms of this by-law except that no contract for the construction of the described works is to be entered into without the approval of the Council of the Regional Municipality of Hamilton-Wentworth.
6. THAT schedule "A" forms part of this by-law.

Read a First, Second and Third Time and Finally Passed and Enacted
this 5th day of April, 1988.



CHAIRMAN



CLERK

Approved
as to form

Regional
Solicitor

SCHEDULE "A"

TO BY-LAW NO. R88-, 063

<u>DESCRIPTION</u>	<u>COST PER CONNECTION</u>	<u>TOTAL COST</u>	<u>REGION'S SHARE OF COST</u>	<u>OWNER'S SHARE OF COST</u>
Storm and Sanitary Sewers on West 5th Street from 240 meters north of Stone Church to approximately 500 meters northerly, in the City of Hamilton.		\$548,000.00	\$364,160.00	\$183,840.00
and				
Related Private Drain Connections	\$1,800.00	\$ 64,800.00		\$ 64,800.00

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO R88-064

BEING A BY-LAW TO AUTHORIZE THE IMPOSITION OF A SPECIALLY ASSESSED RATE UPON THE OWNERS OF LANDS ABUTTING THE STORM AND SANITARY SEWERS DESCRIBED IN SCHEDULE "A" HERETO AND A SPECIALLY ASSESSED RATE ON PARTICULAR LOTS TO BE SERVED BY PRIVATE DRAIN CONNECTIONS AS DESCRIBED IN SCHEDULE "B" HERETO ON WEST 5th STREET FROM 240 METERS NORTH OF STONE CHURCH ROAD TO APPROXIMATELY 500 METERS NORTHERLY, IN THE CITY OF HAMILTON.

WHEREAS The Regional Municipality of Hamilton-Wentworth (here and after called the "Region") intends to install storm and sanitary sewers on West 5th Street from 240 meters north of Stone Church Road to approximately 500 meters northerly, in the City of Hamilton as a local improvement at an estimated cost of \$548,000.00 and related private drain connections as described in Schedule "B" to the By-law as a local improvement at an estimated cost of \$64,800.00; and,

WHEREAS The Region may impose pursuant to The Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437, Section 97 (1) as amended, a specially assessed frontage rate to finance extension to its sewer works systems under any general Act relating to the collection and disposal of sewage and the financing thereof; and,

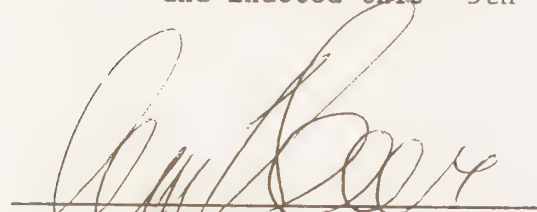
WHEREAS the Local Improvement Act, Section 12 and 3 authorizes a municipality to impose by by-law a specially assessed rate upon owners or occupants of land who derive a benefit from the said storm and sanitary sewers and a specially assessed rate upon particular lots served by the private drain connections.

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

- 1.(a) THAT a specially assessed frontage rate be imposed on the owners of the lands described in Schedule "A" to this By-law, abutting the said storm and sanitary sewers to be calculated on the frontage therein described being rateable for an estimated total of \$183,840.00 which shall be the portion of the total cost of the sewer works to be borne by the abutting land owners;
- (b) THAT the cost of the private drain connections be specially assessed only upon the particular lot to be served as outlined in Schedule "B" to this By-law, and in the amounts therein set out.

- 2.(a) THAT a reduction in the case of corner lots at the junction or intersection of streets and a reduction or increase in the case of triangular or irregularly shaped lots has been made in the specially assessed rate as per Schedule "A" to this By-law;
- (b) THAT where an exemption for flankage of a lot which flankage later becomes frontage on the storm and sanitary sewers, the Region may impose a specially assessed rate of such amount as would have been assessed against such flankage had it been frontage at the date of passing of this By-law.
3. THAT the owners of the lands described on Schedule "A" to this By-law may pay the total estimated rates described therein in a lump sum cash payment or in equal and consecutive annual installments over a period of fifteen (15) years together with interest fixed at the borrowing rate for this Region at the time of the calculation of the total cost of the project and the imposition of the annual installment such as shown on Schedule "A" hereto.
4. THAT Schedule "A" and Schedule "B" form part of this By-law.

Read a First, Second and Third Time and Finally Passed
and Enacted this 5th day of April, 1988.


CHAIRMAN


CLERK

Approved
as to form

Regional
Solicitor

SCHEDULE "AA" TO BY-LAW NO. R88-064

DESCRIPTION: Storm and Sanitary Sewers

ESTIMATED COST: \$548,000.00

ESTIMATED COST PER METRE FRONTAGE TO OWNER: \$196.00

LOCATION: West 5th Street from 240 meters north of Stone Church Road to approximately 500 meters northerly, in the City of Hamilton

The specially assessed rate imposed on benefiting property owners may be paid in one lump sum amount (Column 6) or be financed and paid in (15) fifteen annual consecutive installments commencing in the year in which the project is closed and rated. The amount financed over fifteen years will be at an interest rate to be determined by the Region.

1	2	3	4	5	6	7
ASSESSMENT ROLL NUMBER	DESCRIPTION OF LANDS	FRONTAGE OF ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	ESTIMATED LUMP SUM CASH PAYMENT	ASSESSED OWNER
<u>EAST SIDE</u>						
08 09410 1260	Plan 427,Pt.Lt.6	65.48m	43.76m	21.72m	\$ 4,257.12	V.Citino/J.Piano
08 09410 1320	Plan 427,Pt.Lt.8	15.24m	0	15.24m	\$ 2,987.04	D. & J. Kneller
08 09410 1350	Plan 427,Pt.Lt.8	15.24m	0	15.24m	\$ 2,987.04	J. & M. Feijer
08 09410 1380	Plan 427,Pt.Lt.8	15.24m	0	15.24m	\$ 2,987.04	L. & M. Finocchi
08 09410 1410	Plan 427,Pt.Lt.8	35.05m	0	35.05m	\$ 6,869.80	L. & E. Dowell
08 09410 1440	Plan 427,Pt.Lt.8	16.76m	0	16.76m	\$ 3,284.96	A. & G. Ferencevic
08 09410 1470	Pln.427,Pt.Lt.8&10	16.76m	0	16.76m	\$ 3,284.96	T. & N. Clause
08 09410 1500	Pln.427,Pt.Lt.10	16.76m	0	16.76m	\$ 3,284.96	V. & P. Locnikar
08 09410 1530	Pln.427,Pt.Lt.10	23.47m	0	23.47m	\$ 4,600.12	H. & B. Mastykasch
08 09410 1620	Pln.427,Pt.Lt.10	30.48m	0	30.48m	\$5,974.08	M. & A. Palazzo

1	2	3	4	5	6	7
ASSESSMENT ROLL NUMBER	DESCRIPTION OF LANDS	FRONTAGE OF ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	ESTIMATED LUMP SUM CASH PAYMENT	ASSESSED OWNER
08 09410 1650	Pln. 427, Pt. Lt. 10	30.48m	0	30.48m	\$ 5,974.08	E. & C. Kikot
08 09410 1680	Pln. 695, Pt. Lt. 12	19.81m	0	19.81m	\$ 3,882.76	M. Fragis
08 09410 1710	Pln. 695, Pt. Lt. 12	28.96m	0	28.96m	\$ 5,676.16	W. Prior
08 09410 1740	Pln. 695, Pt. Lt. 12	28.96m	0	28.96m	\$ 5,676.16	T. Charalambou
08 09410 1770	Pln. 695, Pt. Lt. 12	22.86m	0	22.86m	\$ 4,480.56	S. DiPaolo
08 09410 1840	Pln. 695, Pt. Lt. 14	24.38m	0	24.38m	\$ 4,778.48	G. Bartolotto
08 09410 1860	Pln. 695, Pt. Lt. 14	24.38m	0	24.38m	\$ 4,778.48	A. Ashley
08 09410 1890	Pln. 695, Pt. Lt. 14	24.38m	0	24.38m	\$ 4,778.48	H. & P. Ronalds
08 09410 1920	Pln. 695, Pt. Lt. 14&16	12.19m	0	12.19m	\$ 2,389.24	C. Vyn
08 09410 1930	Pln. 695, Pt. Lt. 14&16	18.29m	0	18.29m	\$ 3,584.84	L. & L. Farronato
08 09410 1940	Pln. 695, Pt. Lt. 16	13.72m	0	13.72m	\$ 2,689.12	G. Truncale
08 09410 1950	Pln. 695, Pt. Lt. 16	12.19m	0	12.19m	\$ 2,389.24	W. & E. Cottrell
<u>WEST SIDE</u>						
08 09710 5150	Con. 7, Pt. Lt. 16	20.12m	0	20.12m	\$ 3,943.52	F. & D. Zaccaria
08 09710 5180	Con. 7, Pt. Lt. 16	30.48m	0	30.48m	\$ 5,974.08	P. & M. Hare
08 09710 5210	Con. 7, Pt. Lt. 16	39.62m	0	39.62m	\$ 7,765.52	F. & A. Fontana
08 09710 5240	Con. 7, Pt. Lt. 16	30.48m	0	30.48m	\$ 5,974.08	J. & I. Campbell

1	2	3	4	5	6	7
ASSESSMENT ROLL NUMBER	DESCRIPTION OF LANDS	FRONTAGE OF ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	ESTIMATED LUMP SUM CASH PAYMENT	ASSESSED OWNER
08 09710 5270	Con.7,Pt.Lt.16	20.12m	0	20.12m	\$ 3,943.52	J. & J. Fennema
08 09710 5330	Con.7,Pt.Lt.16	20.12m	0	20.12m	\$ 3,943.52	C. & V. Menegon
08 09710 5390	Con.7,Pt.Lt.16	20.12m	0	20.12m	\$ 3,943.52	R. Chapple
08 09710 5450	Con.7,Pt.Lt.16	20.12m	0	20.12m	\$ 3,943.52	A. & B. Brown
08 09710 5510	Con.7,Pt.Lt.16	20.17m	0	20.17m	\$ 3,953.32	L. Kovacs
08 09710 5540	Con.7,Pt.Lt.16	16.46m	0	16.46m	\$ 3,226.12	W. & K. Dort
08 09710 5570	Con.7,Pt.Lt.16	16.76m	0	16.76m	\$ 3,284.96	P. Hebner
08 09710 5600	Con.7,Pt.Lt.16	15.24m	0	15.24m	\$ 2,987.04	R. & P. Craig
08 09710 5630	Con.7,Pt.Lt.16	15.24m	0	15.24m	\$ 2,987.04	W. & V. Bird
08 09710 5660	Con.7,Pt.Lt.16	15.24m	0	15.24m	\$ 2,987.04	J. & D. Hachey
08 09710 5690	Con.7,Pt.Lt.16	15.24m	0	15.24m	\$ 2,987.04	G. & B. Baker
08 09710 5720	Con.7,Pt.Lt.16	15.23m	0	15.23m	\$ 2,985.08	Ferro Construction Inc.
08 09710 5750	Con.7,Pt.Lt.16	15.24m	0	15.24m	\$ 2,987.04	Arthur Weisz Real Estate Ltd.
08 09710 5780	Con.7,Pt.Lt.16	24.38m	0	24.38m	\$ 4,778.48	J. & F. Godfrey
08 09710 5810	Con.7,Pt.Lt.16	16.76m	0	16.76m	\$ 3,284.96	M. & K. Stukas

1	2	3	4	5	6	7
<u>ASSESSMENT ROLL NUMBER</u>	<u>DESCRIPTION OF LANDS</u>	<u>FRONTAGE OF ABUTTING LAND</u>	<u>EXEMPT FRONTAGE</u>	<u>FRONTAGE SUBJECT TO RATE</u>	<u>ESTIMATED LUMP SUM CASH PAYMENT</u>	<u>ASSESSED OWNER</u>
08 09710 5840	Con.7,Pt.Lt.16	16.76m	0	16.76m	\$ 3,284.96	S. & M. Buma
08 09710 5870	Con.7,Pt.Lt.16	16.76m	0	16.76m	\$ 3,284.96	D. & M. Lane
08 09710 5900	Con.7,Pt.Lt.16	16.76m	0	16.76m	\$ 3,284.96	R. & J.Vautour
08 09710 5930	Pln.947,Lt.2,Pt.Lt.1	33.22m	0	33.22m	\$ 6,511.12	J. & C. Settimi
08 09710 5960	Pln.947,Pt.Lt.1	40.29m	40.29m	0	0	D. & M. Zarkovich

SCHEDULE "B" TO BY-LAW NO. R88-064

NOTE: CONNECTION COST ONLY ON EACH LOT TO BE SERVED BY THE CONNECTION.

DESCRIPTION: Storm and Sanitary Sewers

LOCATION: West 5th Street from 240 meters north of Stone Church Road
to approximately 500 meters northerly, in the City of
Hamilton

NUMBER OF CONNECTIONS: 36

COST PER CONNECTION: \$1,800.00

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-065

TO PROVIDE FOR

1. THE CONSTRUCTION OF STORM AND SANITARY SEWERS AND RELATED PRIVATE DRAIN CONNECTIONS AS DESCRIBED IN SCHEDULE "A" HERETO ON CHESTER AVENUE FROM CHESLEY STREET TO 90 METRES WESTERLY, IN THE CITY OF HAMILTON.

2. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON ABUTTING OWNERS TO PAY A PORTION OF THE COST OF CONSTRUCTING THE STORM AND SANITARY SEWERS.

3. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON PARTICULAR LOTS TO BE SERVED BY THE SAID PRIVATE DRAIN CONNECTIONS.

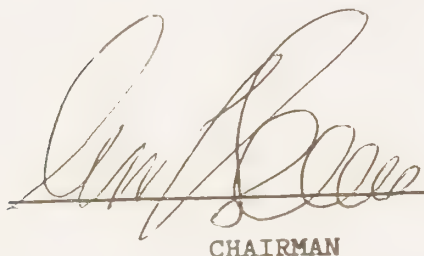
WHEREAS the Council of the Regional Municipality of Hamilton-Wentworth (here and after called the "Region") in adopting on the 15th day of December, 1987, Clause 23 of the 22-87 Report of the Engineering Services Committee authorized the construction of a storm and sanitary sewers on Chester Avenue from Chesley Street to 90 metres westerly, in the City of Hamilton as a local improvement under Section 12 and 3 respectively of the Local Improvement Act, R.S.O. 1980, c.250.

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. THAT the construction of the said storm and sanitary sewers on Chester Avenue from Chesley Street to 90 metres westerly, in the City of Hamilton at an estimated cost of \$81,000.00 and the said private drain connections at an estimated cost of \$9,000.00 is hereby authorized, as set out on Schedule "A" hereto.
- 2.(a) THAT the share of the estimated cost of the described storm and sanitary sewers to be borne by the owners of the lots liable to be specially assessed is \$17,779.00 and the amount to be specially assessed against such owners is hereby authorized at the actual equal special rate per metre of such frontage sufficient to defray the actual cost and payable by such owners in 15 annual consecutive installments.

- (b) THAT the share of the estimated cost of the described private drain connections be specially assessed upon the particular lots to be served.
- 3.(a) THAT the cost of the works described in Section 1 hereof are to be financed from special assessments, subsidies, monies received from any other source, and by the issue and sale of debentures of The Region in the amount of \$17,779.00 which are to be authorized by a subsequent by-law or by-laws and which are to be repayable over a term of not more than 15 years.
- (b) THAT pending the sale of debentures referred to in sub-section (a) of this Section and the receipt of special assessments, subsidies, or monies from any other source, the Chairman and the Treasurer of The Region may borrow money not exceeding \$90,000.00 for the purpose described in Section 1 hereof.
- (c) THAT the sum or sums of money borrowed pursuant to sub-section (b) of this section are to be repaid out of the special assessments, subsidies received, monies received from any other source and the proceeds of the sale of debentures of The Region.
4. THAT notwithstanding the provisions of this by-law the amount to be debentured pursuant to the provision hereof is not to exceed the net cost to The Region after deducting any special assessments, subsidies or contributions from the Province of Ontario or from any other source in respect of the undertaking described in Section 1 hereof.
5. THAT the proper officials of The Region are hereby authorized and directed to do all things necessary to carry-out the terms of this by-law except that no contract for the construction of the described works is to be entered into without the approval of the Council of the Regional Municipality of Hamilton-Wentworth.
6. THAT schedule "A" forms part of this by-law.

Read a First, Second and Third Time and Finally Passed and Enacted
this 5th day of April, 1988.



CHAIRMAN

Approved
as to

Solicitor



CLERK

SCHEDULE "A"

TO BY-LAW NO. R88-065

<u>DESCRIPTION</u>	<u>COST PER CONNECTION</u>	<u>TOTAL COST</u>	<u>REGION'S SHARE OF COST</u>	<u>OWNER'S SHARE OF COST</u>
Storm and Sanitary Sewers on Chester Avenue from Chesley Street to 90 metres westerly, in the City of Hamilton		\$81,000.00	\$63,221.00	\$17,779.00
and				
Excavated Private Drain Connections	\$1,800.00	\$ 9,000.00		\$ 9,000.00



THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO R88-066

BEING A BY-LAW TO AUTHORIZE THE IMPOSITION
OF A SPECIALLY ASSESSED RATE UPON THE OWNERS
OF LANDS ABUTTING THE STORM AND SANITARY SEWERS
AS DESCRIBED IN SCHEDULE "A" HERETO AND A
SPECIALLY ASSESSED RATE ON PARTICULAR LOTS
TO BE SERVED BY PRIVATE DRAIN CONNECTIONS
AS DESCRIBED IN SCHEDULE "B" HERETO ON CHESTER
AVENUE FROM CHESLEY STREET TO 90 METRES
WESTERLY, IN THE CITY OF HAMILTON.

WHEREAS The Regional Municipality of Hamilton-Wentworth (here and after called the "Region") intends to install storm and sanitary sewers on Chester Avenue from Chesley Street to 90 metres westerly, in the City of Hamilton as a local improvement at an estimated cost of \$81,000.00 and related private drain connections as described in Schedule "B" to the By-law as a local improvement at an estimated cost of \$9,000.00; and,

WHEREAS The Region may impose pursuant to The Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437, Section 97 (1) as amended, a specially assessed frontage rate to finance extension to its sewer works systems under any general Act relating to the collection and disposal of sewage and the financing thereof; and,

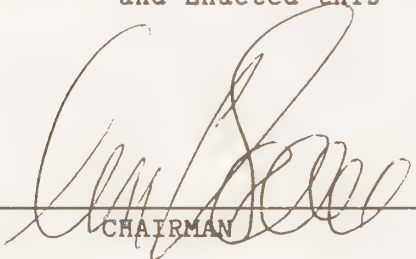
WHEREAS the Local Improvement Act, Section 12 and 3 authorizes a municipality to impose by by-law a specially assessed rate upon owners or occupants of land who derive a benefit from the said storm and sanitary sewers and a specially assessed rate upon particular lots served by the private drain connections.

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

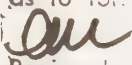
- 1.(a) THAT a specially assessed frontage rate be imposed on the owners of the lands described in Schedule "A" to this By-law, abutting the said storm and sanitary sewers to be calculated on the frontage therein described being rateable for an estimated total of \$17,779.00 which shall be the portion of the total cost of the sewer works to be borne by the abutting land owners;
- (b) THAT the cost of the private drain connections be specially assessed only upon the particular lot to be served as outlined in Schedule "B" to this By-law, and in the amounts therein set out.

- 2.(a) THAT a reduction in the case of corner lots at the junction or intersection of streets and a reduction or increase in the case of triangular or irregularly shaped lots has been made in the specially assessed rate as per Schedule "A" to this By-law;
- (b) THAT where an exemption for flankage of a lot which flankage later becomes frontage on the storm and sanitary sewers, the Region may impose a specially assessed rate of such amount as would have been assessed against such flankage had it been frontage at the date of passing of this By-law.
3. THAT the owners of the lands described on Schedule "A" to this By-law may pay the total estimated rates described therein in a lump sum cash payment or in equal and consecutive annual installments over a period of fifteen (15) years together with interest fixed at the borrowing rate for this Region at the time of the calculation of the total cost of the project and the imposition of the annual installment such as shown on Schedule "A" hereto.
4. THAT Schedule "A" and Schedule "B" form part of this By-law.

Read a First, Second and Third Time and Finally Passed
and Enacted this 5th day of April, 1988.


CHAIRMAN


CLERK

Approved
as to form

Regional
Solicitor

SCHEDULE "AA" TO BY-LAW NO. R88-066

DESCRIPTION: Storm and Sanitary Sewers

ESTIMATED COST: \$ 81,000.00

ESTIMATED COST PER METRE FRONTAGE TO OWNER: \$196.00

LOCATION: Chester Avenue from Chesley Street to 90 metres westerly, in the City of Hamilton

The specially assessed rate imposed on benefiting property owners may be paid in one lump sum amount (Column 6) or be financed and paid in (15) fifteen annual consecutive installments commencing in the year in which the project is closed and rated. The amount financed over fifteen years will be at an interest rate to be determined by the Region.

1	2	3	4	5	6	7
ASSESSMENT ROLL NUMBER	DESCRIPTION OF LANDS	FRONTAGE OF ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	ESTIMATED LUMP SUM CASH PAYMENT	ASSESSED OWNER
08 09710 4320	Plan 823, Lot 34	47.16m	0	47.16m	\$9,243.36	G. & S. Thomas
08 09710 4330	Plan 823, Pt. Lt. 34,33	32.92m	36.58m	0	0	M. Codnich
08 09710 4400	Plan 823, Pt. Lot. 36	80.13m	36.58m	43.55m	\$8,535.80	G. & A. Smink

SCHEDULE "B" TO BY-LAW NO. R88-066

NOTE: CONNECTION COST ONLY ON EACH LOT TO BE SERVED BY THE CONNECTION.

DESCRIPTION: Storm and Sanitary Sewers

LOCATION: Chester Avenue from Chesley Street to 90 metres westerly,
in the City of Hamilton

NUMBER OF CONNECTIONS: 5

COST PER CONNECTION: \$1,800.00

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-067

TO PROVIDE FOR

1. THE CONSTRUCTION OF STORM AND SANITARY SEWERS AND RELATED PRIVATE DRAIN CONNECTIONS AS DESCRIBED IN SCHEDULE "A" HERETO ON STONE CHURCH ROAD FROM WEST 5TH STREET TO APPROXIMATELY 800 METRES WESTERLY, IN THE CITY OF HAMILTON.
2. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON ABUTTING OWNERS TO PAY A PORTION OF THE COST OF CONSTRUCTING THE STORM AND SANITARY SEWERS.
3. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON PARTICULAR LOTS TO BE SERVED BY THE SAID PRIVATE DRAIN CONNECTIONS.

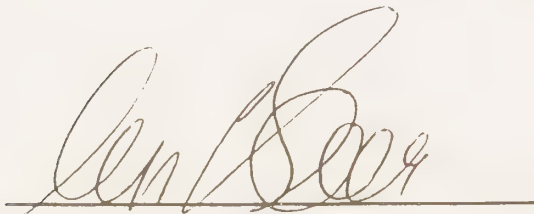
WHEREAS the Council of the Regional Municipality of Hamilton-Wentworth (here and after called the "Region") in adopting on the 15th day of December, 1987, Clause 23 of the 22-87 Report of the Engineering Services Committee authorized the construction of storm and sanitary sewers on Stone Church Road from West 5th Street to approximately 800 metres westerly, in the City of Hamilton as a local improvement under Section 12 and 3 respectively of the Local Improvement Act, R.S.O. 1980, c.250.

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. THAT the construction of the said storm and sanitary sewers on Stone Church Road from West 5th Street to approximately 800 metres westerly, in the City of Hamilton at an estimated cost of \$813,000.00 and the said private drain connections at an estimated cost of \$108,000.00 is hereby authorized, as set out on Schedule "A" hereto.
- 2.(a) THAT the share of the estimated cost of the described storm and sanitary sewers to be borne by the owners of the lots liable to be specially assessed is \$295,444.00 and the amount to be specially assessed against such owners is hereby authorized at the actual equal special rate per metre of such frontage sufficient to defray the actual cost and payable by such owners in 15 annual consecutive installments.

- (b) THAT the share of the estimated cost of the described private drain connections be specially assessed upon the particular lots to be served.
- 3.(a) THAT the cost of the works described in Section 1 hereof are to be financed from special assessments, subsidies, monies received from any other source, and by the issue and sale of debentures of The Region in the amount of \$295,444.00 which are to be authorized by a subsequent by-law or by-laws and which are to be repayable over a term of not more than 15 years.
- (b) THAT pending the sale of debentures referred to in sub-section (a) of this Section and the receipt of special assessments, subsidies, or monies from any other source, the Chairman and the Treasurer of The Region may borrow money not exceeding \$921,000.00 for the purpose described in Section 1 hereof.
- (c) THAT the sum or sums of money borrowed pursuant to sub-section (b) of this section are to be repaid out of the special assessments, subsidies received, monies received from any other source and the proceeds of the sale of debentures of The Region.
4. THAT notwithstanding the provisions of this by-law the amount to be debentured pursuant to the provision hereof is not to exceed the net cost to The Region after deducting any special assessments, subsidies or contributions from the Province of Ontario or from any other source in respect of the undertaking described in Section 1 hereof.
5. THAT the proper officials of The Region are hereby authorized and directed to do all things necessary to carry-out the terms of this by-law except that no contract for the construction of the described works is to be entered into without the approval of the Council of the Regional Municipality of Hamilton-Wentworth.
6. THAT schedule "A" forms part of this by-law.

Read a First, Second and Third Time and Finally Passed and Enacted
this 5th day of April, 1988.



CHAIRMAN



CLERK

Approved
as to form



Regional
Solicitor

SCHEDULE "A"

TO BY-LAW NO. R88-067

<u>DESCRIPTION</u>	<u>COST PER CONNECTION</u>	<u>TOTAL COST</u>	<u>REGION'S SHARE OF COST</u>	<u>OWNER'S SHARE OF COST</u>
Storm and Sanitary Sewers on Stone Church Road from West 5th Street to approximately 800 metres westerly, in the City of Hamilton		\$813,000.00	\$517,556.00	\$295,444.00
and Related Private Drain Connections	\$1,800.00	\$108,000.00		\$108,000.00

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO R88-068

BEING A BY-LAW TO AUTHORIZE THE IMPOSITION OF A SPECIALLY ASSESSED RATE UPON THE OWNERS OF LANDS ABUTTING THE STORM AND SANITARY SEWERS DESCRIBED IN SCHEDULE "A" HERETO AND A SPECIALLY ASSESSED RATE ON PARTICULAR LOTS TO BE SERVED BY PRIVATE DRAIN CONNECTIONS AS DESCRIBED IN SCHEDULE "B" HERETO ON STONE CHURCH ROAD FROM WEST 5TH STREET TO APPROXIMATELY 800 METRES WESTERLY, IN THE CITY OF HAMILTON.

WHEREAS The Regional Municipality of Hamilton-Wentworth (here and after called the "Region") intends to install storm and sanitary sewers on Stone Church Road from West 5th Street to approximately 800 metres westerly, in the City of Hamilton as a local improvement at an estimated cost of \$813,000.00 and related private drain connections as described in Schedule "B" to the By-law as a local improvement at an estimated cost of \$108,000.00; and,

WHEREAS The Region may impose pursuant to The Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437, Section 97 (1) as amended, a specially assessed frontage rate to finance extension to its sewer works systems under any general Act relating to the collection and disposal of sewage and the financing thereof; and,

WHEREAS the Local Improvement Act, Section 12 and 3 authorizes a municipality to impose by by-law a specially assessed rate upon owners or occupants of land who derive a benefit from the said storm and sanitary sewers and a specially assessed rate upon particular lots served by the private drain connections.

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

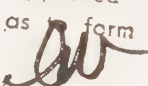
- 1.(a) THAT a specially assessed frontage rate be imposed on the owners of the lands described in Schedule "A" to this By-law, abutting the said storm and sanitary sewers to be calculated on the frontage therein described being rateable for an estimated total of \$295,444.00 which shall be the portion of the total cost of the sewer works to be borne by the abutting land owners;
- (b) THAT the cost of the private drain connections be specially assessed only upon the particular lot to be served as outlined in Schedule "B" to this By-law, and in the amounts therein set out.

- 2.(a) THAT a reduction in the case of corner lots at the junction or intersection of streets and a reduction or increase in the case of triangular or irregularly shaped lots has been made in the specially assessed rate as per Schedule "A" to this By-law;
- (b) THAT where an exemption for flankage of a lot which flankage later becomes frontage on the storm and sanitary sewers, the Region may impose a specially assessed rate of such amount as would have been assessed against such flankage had it been frontage at the date of passing of this By-law.
3. THAT the owners of the lands described on Schedule "A" to this By-law may pay the total estimated rates described therein in a lump sum cash payment or in equal and consecutive annual installments over a period of fifteen (15) years together with interest fixed at the borrowing rate for this Region at the time of the calculation of the total cost of the project and the imposition of the annual installment such as shown on Schedule "A" hereto.
4. THAT Schedule "A" and Schedule "B" form part of this By-law.

Read a First, Second and Third Time and Finally Passed
and Enacted this 5th day of April, 1988.


CHAIRMAN


CLERK

Approved
as to form

Regional
Solicitor

SCHEDULE "AA" TO BY-LAW NO. R88-068

DESCRIPTION: Storm and Sanitary Sewers

ESTIMATED COST: \$813,000.00

ESTIMATED COST PER METRE FRONTAGE TO OWNER: \$196.00

LOCATION: Stone Church Road from West 5th Street to approximately 800 Metres-westerly, in the City of Hamilton

The specially assessed rate imposed on benefiting property owners may be paid in one lump sum amount (Column 6) or be financed and paid in (15) fifteen annual consecutive installments commencing in the year in which the project is closed and rated. The amount financed over fifteen years will be at an interest rate to be determined by the Region.

1	2	3	4	5	6	7
ASSESSMENT ROLL NUMBER	DESCRIPTION OF LANDS	FRONTAGE OF ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	ESTIMATED LUMP SUM CASH PAYMENT	ASSESSED OWNER
<u>South Side</u>						
08 09610 6750	Con.8, Pt.Lt.16	95.17m	0	95.17m	\$18,653.32	A. & E. Massi
08 09610 6780	"	60.96m	0	60.96m	\$11,948.16	B. & R. Van Holst
08 09610 6810	"	30.48m	0	30.48m	\$ 5,974.08	S. Jakubowicz
08 09610 6870	RP62R-5557, Part 1-2-4	63.68m	0	63.68m	\$12,481.28	G. & A. Bozzo
08 09610 6880	RP62R-5603,Part 2	47.24m	0	47.24m	\$ 9,259.04	A. & S. Aceti
08 09610 6900	Con.8, Pt.Lt.16	24.87m	0	24.87m	\$ 4,874.52	F. & L. Waterland
08 09610 6930	Con.8, Pt. Lt.17	35.55m	0	35.55m	\$ 6,967.80	S. Russo
08 09610 6940	Con.8, Pt.Lt.17	30.48m	0	30.48m	\$ 5,974.08	P. Pasinato

SCHEDULE "AA" TO BY-LAW NO.

-Page 2-

1	2	3	4	5	6	7
ASSESSMENT ROLL NUMBER	DESCRIPTION OF LANDS	FRONTAGE OF ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	ESTIMATED LUMP SUM CASH PAYMENT	ASSESSED OWNER
08 09610 6960	Con.8, Pt.Lt.17	30.48m	0	30.48m	\$ 5,974.08	W. & D. Prince
08 09610 6980	"	30.48m	0	30.48m	\$ 5,974.08	A. Takac
08 09610 6990	"	30.48m	0	30.48m	\$ 5,974.08	A. & T. DiFebo
08 09610 7020	"	60.96m	0	60.96m	\$11,948.16	R. & N. Walker
08 09610 7050	"	60.96m	0	60.96m	\$11,948.16	W. & V. Reniewick
08 09610 7060	"	30.48m	0	30.48m	\$ 5,974.08	A. Massi
08 09610 7080	"	30.48m	0	30.48m	\$ 5,974.08	F. DalPetz
08 09610 7110	"	24.38m	0	24.38m	\$ 4,778.48	H. Van Holst
08 09610 7115	"	22.86m	0	22.86m	\$ 4,480.56	DiCenzo Construct. Ltd.
<u>North Side</u>						
08 09710 0010	Con.7, Pt.Lt.17	27.74m	0	27.74m	\$ 5,437.04	J. & D. Roukema
08 09710 0040	"	71.63m	0	71.63m	\$14,039.48	R. Butkevicius
08 09710 0060	"	22.56m	0	22.56m	\$ 4,421.76	J. & B. Fedsin
08 09710 0095	"	130.52m	0	130.52m	\$25,581.92	J. & L. Szostak
08 09710 0100	"	20.12m	0	20.12m	\$ 3,943.52	R. & B. Gavey
08 09710 0130	"	40.23m	0	40.23m	\$ 7,885.08	E. Orlicki
08 09710 0150	"	20.12m	0	20.12m	\$ 3,943.52	F. & E. Greco

SCHEDULE "AA" TO BY-LAW NO.

-Page 3-

1	2	3	4	5	6	7
ASSESSMENT ROLL NUMBER	DESCRIPTION OF LANDS	FRONTAGE OF ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	ESTIMATED LUMP SUM CASH PAYMENT	ASSESSED OWNER
08 09710 0160	Con.7, Pt.Lt.	54.86m	0	54.86m	\$10,752.56	642388 Ontario Ltd.
08 09710 0190	"	25.60m	0	25.60	\$ 5,017.60	L. & L. Thomas
08 09710 0220	Plan 947, Lt.23	22.86m	0	22.86m	\$ 4,480.56	N. & P. Cappello
08 09710 0250	Plan 947, Lt.22	22.86m	0	22.86m	\$ 4,480.56	R. & R. Sacco
08 09710 0280	Plan 947, Lt.20	27.43m	0	27.43m	\$ 5,376.28	A. & K. Wood
08 09710 1960	Plan 947, Lt.21	22.86m	0	22.86m	\$ 4,480.56	S. & M. Gowers
08 09710 0310	Plan 947, Lt.19	29.15m	0	29.15m	\$ 5,713.40	P. & Z. Jonikas
08 09710 0340	Con.7, Lt.16	29.11m	0	29.11m	\$ 5,705.56	A. & L. Palazzo
08 09710 0370	"	23.47m	0	23.47m	\$ 4,600.12	R. & C. Hagan
08 09710 0400	Con.7,Pt.Lt.16	24.38m	0	24.38m	\$ 4,778.48	J. Baldasarri
08 09710 0420	"	36.58m	0	36.58m	\$ 7,169.68	G. Marazzato
08 09710 0430	"	28.04m	0	28.04m	\$ 5,495.84	C. Schinkel
08 09710 0460	"	28.87m	0	28.87m	\$ 5,658.52	L. & I. Keesmaat
08 09710 0520	"	30.48m	0	30.48m	\$ 5,974.08	I. Sanders
08 09710 6230	"	57.91m	0	57.91m	\$11,350.36	G. & M. Marazzato

SCHEDULE "B" TO BY-LAW NO. R88-068

NOTE: CONNECTION COST ONLY ON EACH LOT TO BE SERVED BY THE CONNECTION.

DESCRIPTION: STORM AND SANITARY SEWERS

LOCATION: STONE CHURCH ROAD FROM WEST 5TH STREET
TO APPROXIMATELY 800 METRES WESTERLY,
IN THE CITY OF HAMILTON

NUMBER OF CONNECTIONS: 60

COST PER CONNECTION: \$1,800.00

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-069

TO PROVIDE FOR

1. THE CONSTRUCTION OF SANITARY SEWERS AND RELATED PRIVATE DRAIN CONNECTIONS AS DESCRIBED IN SCHEDULE "A" HERETO ON EAST STREET FROM 85 METERS SOUTH OF WENDAKEE DRIVE TO WENDAKEE DRIVE AND ON WENDAKEE DRIVE FROM EAST STREET TO CREANONA BOULEVARD AND ON CREANONA BOULEVARD FROM WENDAKEE DRIVE TO BASE LINE ROAD, IN THE CITY OF STONEY CREEK.
2. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON ABUTTING OWNERS TO PAY A PORTION OF THE COST OF CONSTRUCTING THE SANITARY SEWERS.
3. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON PARTICULAR LOTS TO BE SERVED BY THE SAID PRIVATE DRAIN CONNECTIONS.

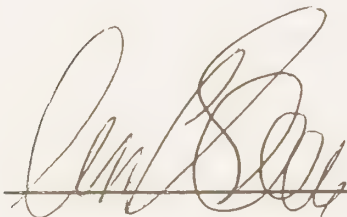
WHEREAS the Council of the Regional Municipality of Hamilton-Wentworth (here and after called the "Region") in adopting on the 16th day of February, 1988, Clause 5 of the 3-88 Report of the Engineering Services Committee authorized the construction of sanitary sewers on East Street from 85 meters south of Wendakee Drive to Wendakee Drive and on Wendakee Drive from East Street to Creanona Boulevard and on Creanona Boulevard from Wendakee Drive to Base Line Road, in the City of Stoney Creek as a local improvement under Section 11 and 3 respectively of the Local Improvement Act, R.S.O. 1980, c.250.

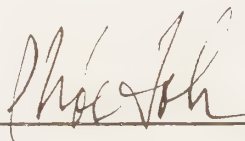
NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. THAT the construction of the said sanitary sewers on East Street from 85 meters south of Wendakee Drive to Wendakee Drive and on Wendakee Drive from East Street to Creanona Boulevard and on Creanona Boulevard from Wendakee Drive to Base Line Road, in the City of Stoney Creek at an estimated cost of \$600,000.00 and the said private drain connections at an estimated cost of \$120,000.00 is hereby authorized, as set out on Schedule "A" hereto.
- 2.(a) THAT the share of the estimated cost of the described sanitary sewers to be borne by the owners of the lots liable to be specially assessed is \$277,465.00 and the amount to be specially assessed against such owners is hereby authorized at the actual equal special rate per metre of such frontage sufficient to defray the actual cost and payable by such owners in 15 annual consecutive installments.

- (b) THAT the share of the estimated cost of the described private drain connections be specially assessed upon the particular lots to be served.
- 3.(a) THAT the cost of the works described in Section 1 hereof are to be financed from special assessments, subsidies, monies received from any other source, and by the issue and sale of debentures of The Region in the amount of \$277,465.00 which are to be authorized by a subsequent by-law or by-laws and which are to be repayable over a term of not more than 15 years.
- (b) THAT pending the sale of debentures referred to in sub-section (a) of this Section and the receipt of special assessments, subsidies, or monies from any other source, the Chairman and the Treasurer of The Region may borrow money not exceeding \$820,000.00 for the purpose described in Section 1 hereof.
- (c) THAT the sum or sums of money borrowed pursuant to sub-section (b) of this section are to be repaid out of the special assessments, subsidies received, monies received from any other source and the proceeds of the sale of debentures of The Region.
4. THAT notwithstanding the provisions of this by-law the amount to be debentured pursuant to the provision hereof is not to exceed the net cost to The Region after deducting any special assessments, subsidies or contributions from the Province of Ontario or from any other source in respect of the undertaking described in Section 1 hereof.
5. THAT the proper officials of The Region are hereby authorized and directed to do all things necessary to carry-out the terms of this by-law except that no contract for the construction of the described works is to be entered into without the approval of the Council of the Regional Municipality of Hamilton-Wentworth.
6. THAT schedule "A" forms part of this by-law.

Read a First, Second and Third Time and Finally Passed and Enacted
this 5th day of April, 1988.


CHAIRMAN


CLERK

Approved
as to form

Regional
Solicitor

SCHEDULE "A"

TO BY-LAW NO. R88-069

<u>DESCRIPTION</u>	<u>COST PER CONNECTION</u>	<u>TOTAL COST</u>	<u>REGION'S SHARE OF COST</u>	<u>OWNER'S SHARE OF COST</u>
Sanitary Sewers on East Street from 85 meters south of Wendakee Drive to Wendakee Drive and on Wendakee Drive from East Street to Creanona Boulevard and on Creanona Boulevard from Wendakee Drive to Base Line Road, in the City of Stoney Creek		\$600,000.00	\$322,535.00	\$277,465.00
and				
Related Private Drain Connections	\$1,200.00	\$120,000.00		\$120,000.00

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO R88-070

BEING A BY-LAW TO AUTHORIZE THE IMPOSITION OF A SPECIALLY ASSESSED RATE UPON THE OWNERS OF LANDS ABUTTING THE SANITARY SEWERS DESCRIBED IN SCHEDULE "A" HERETO AND A SPECIALLY ASSESSED RATE ON PARTICULAR LOTS TO BE SERVED BY PRIVATE DRAIN CONNECTIONS AS DESCRIBED IN SCHEDULE "B" HERETO ON EAST STREET FROM 85 METERS SOUTH OF WENDAKEE DRIVE TO WENDAKEE DRIVE AND ON WENDAKEE DRIVE FROM EAST STREET TO CREANONA BOULEVARD AND ON CREANONA BOULEVARD FROM WENDAKEE DRIVE TO BASE LINE ROAD, IN THE CITY OF STONEY CREEK.

WHEREAS The Regional Municipality of Hamilton-Wentworth (here and after called the "Region") intends to install sanitary sewers on East Street from 85 meters south of Wendakee Drive to Wendakee Drive and on Wendakee Drive from East Street to Creanona Boulevard and on Creanona Boulevard from Wendakee Drive to Base Line Road, in the City of Stoney Creek as a local improvement at an estimated cost of \$600,000.00 and related private drain connections as described in Schedule "B" to the By-law as a local improvement at an estimated cost of \$120,000.00; and,

WHEREAS The Region may impose pursuant to The Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437, Section 97 (1) as amended, a specially assessed frontage rate to finance extension to its sewer works systems under any general Act relating to the collection and disposal of sewage and the financing thereof; and,

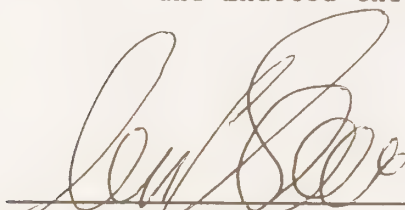
WHEREAS the Local Improvement Act, Section 11 and 3 authorizes a municipality to impose by by-law a specially assessed rate upon owners or occupants of land who derive a benefit from the said sanitary sewers and a specially assessed rate upon particular lots served by the private drain connections.

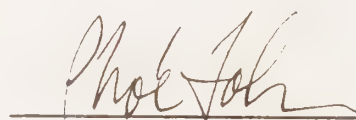
NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

- 1.(a) THAT a specially assessed frontage rate be imposed on the owners of the lands described in Schedule "A" to this By-law, abutting the said sanitary sewers to be calculated on the frontage therein described being rateable for an estimated total of \$277,465.00 which shall be the portion of the total cost of the sewer works to be borne by the abutting land owners;
- (b) THAT the cost of the private drain connections be specially assessed only upon the particular lot to be served as outlined in Schedule "B" to this By-law, and in the amounts therein set out.

- 2.(a) THAT a reduction in the case of corner lots at the junction or intersection of streets and a reduction or increase in the case of triangular or irregularly shaped lots has been made in the specially assessed rate as per Schedule "A" to this By-law;
- (b) THAT where an exemption for flankage of a lot which flankage later becomes frontage on the sanitary sewers, the Region may impose a specially assessed rate of such amount as would have been assessed against such flankage had it been frontage at the date of passing of this By-law.
3. THAT the owners of the lands described on Schedule "A" to this By-law may pay the total estimated rates described therein in a lump sum cash payment or in equal and consecutive annual installments over a period of fifteen (15) years together with interest fixed at the borrowing rate for this Region at the time of the calculation of the total cost of the project and the imposition of the annual installment such as shown on Schedule "A" hereto.
4. THAT Schedule "A" and Schedule "B" form part of this By-law.

Read a First, Second and Third Time and Finally Passed
and Enacted this 5th day of April, 1988.


CHAIRMAN


CLERK

Approved
as to form

Regional
Solicitor

SCHEDULE "AA" TO BY-LAW NO. R88-070

DESCRIPTION: Sanitary Sewers

ESTIMATED COST: \$600,000.00

ESTIMATED COST PER METRE FRONTAGE TO OWNER: \$150.00

LOCATION: East Street from 85 meters south of Wendakee Drive to Wendakee Drive and on Wendakee Drive from East Street to Creanona Boulevard and on Creanona Boulevard from Wendakee Drive to Base Line Road, in the City of Stoney Creek

The specially assessed rate imposed on benefiting property owners may be paid in one lump sum amount (Column 6) or be financed and paid in (15) fifteen annual consecutive installments commencing in the year in which the project is closed and rated. The amount financed over fifteen years will be at an interest rate to be determined by the Region.

1	2	3	4	5	6	7
ASSESSMENT ROLL NUMBER	DESCRIPTION OF LANDS	FRONTAGE OF ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	ESTIMATED LUMP SUM CASH PAYMENT	ASSESSED OWNER
<u>East Side</u>						
100 010 33400	-Pln.662,Pt.Lt.3	471.26m	36.58m	434.68	\$65,202.00	J. & C. Sgro
100 010 22600	Con.BF,Pt.Lt.3	21.34m	0	21.34m	\$ 3,201.00	B. & A. Banakiewicz
100 010 22500	Pln.662,Pt. Lts. 28 & 29	17.37m	0	17.37m	\$ 2,605.50	D. & M. Kellough
100 010 22400	Con.BF,Pt.Lt.3	19.66m	0	19.66m	\$ 2,949.00	I. & N.Topic
100 010 22200	Pln.662,Pt. Lts.31,32,33	36.58m	0	36.58m	\$ 5,487.00	H. & F. Hall
100 010 22000	Con.BF,Pt.Lt.3	24.38m	0	24.38m	\$ 3,657.00	C.McEachran/J.King

1	2	3	4	5	6	7
ASSESSMENT ROLL NUMBER	DESCRIPTION OF LANDS	FRONTAGE OF ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	ESTIMATED LUMP SUM CASH PAYMENT	ASSESSED OWNER
100 010 21800	Pln. 662, Lt. 35, Pt. Lt. 36	22.86m	0	22.86m	\$ 3,429.00	R. Gould/J. Palmer
100 010 21600	Pln. 662, Lt. 37, Pt. Lt. 36	22.86m	0	22.86m	\$ 3,429.00	D. & J. Hunt
<u>West Side</u>						
100 010 27400	Con. BF, Pt. Lt. 3	276.15m	36.58m	239.57m	\$35,935.50	F. Grammelhofer
100 010 27800	Con. BF, Pt. Lt. 3	67.06m	0	67.06m	\$10,059.00	R. & R. Meyer
100 010 28000	Con. BF, Pt. Lt. 3	51.82m	0	51.82m	\$ 7,773.00	E. & A. Schenkel
100 010 28200	Con. BF, Pt. Lt. 3	51.82m	0	51.82m	\$ 7,773.00	S. Yonev
100 010 28400	Con. BF, Pt. Lt. 3	52.43m	0	52.43m	\$ 7,864.50	G. & D. Cavaggion
100 010 28600	" "	39.01m	0	39.01m	\$ 5,851.50	S. & R. Jess
100 010 28800	" "	39.01m	0	39.01m	\$ 5,851.50	J. & B. Thornley
100 010 29000	" "	70.24m	36.58m	33.67m	\$ 5,050.50	J. Kusunic
100 010 29200	Pln. 1184, Lt. 1	53.71m	0	53.71m	\$ 8,056.50	Stoney Creek City
100 010 29400	Pln. 1184, Lt. 2	5.85m	0	5.85m	\$ 877.50	P. & E. Blum
100 010 29600	Pln. 1184, Lt. 3	33.53m	0	33.53m	\$ 5,029.50	L. & B. Vanderlinden
100 010 29800	Pln. 1184, Lt. 4	33.53m	0	33.53m	\$ 5,029.50	G. & H. Gate

1	2	3	4	5	6	7
ASSESSMENT ROLL NUMBER	DESCRIPTION OF LANDS	FRONTAGE OF ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	ESTIMATED LUMP SUM CASH PAYMENT	ASSESSED OWNER
100 010 30000	Pln. 1184, Lt. 5	33.16m	0	33.16m	\$ 4,974.00	M. & J. Gibson
100 010 30200	Pln. 1184, Lt. 6	73.35m,	36.58m	36.77m	\$ 5,515.50	C. & M. Small
100 010 30400	Pln. 1184, Lt. 7	26.82m	0	26.82m	\$ 4,023.00	B. & S. Pearce
100 010 30600	Con. BF. Pt. Lt. 4	27.43m	0	27.43m	\$ 4,114.50	L. & C. Marsh
100 010 14600	Con. BF. Pt. Lt. 4	168.61m	0	168.61m	\$25,291.50	E. Mancinelli/A. LaMacchia
100 010 18400	Pln. 1032, Lt. 8	23.69m	0	23.69m	\$ 3,553.50	L. Woods
100 010 18600	" Lt. 7	23.69m	0	23.69m	\$ 3,553.50	A. & K. McComas
100 010 18800	Pln. 1032, Lt. 6 Pt. Lt. 5	27.64m	0	27.64m	\$ 4,146.00	G. McLeod
100 010 19000	Pln. 1032, Pt. Lt. 5	30.0m	0	30.0m	\$ 4,500.00	J. & P. Marshall
100 010 19200	Pln. 1032, Lt. 4	30.0m	0	30.0m	\$ 4,500.00	R. & S. Paszkat
100 010 19400	Pln. 1032, Lt. 3	30.0m	0	30.0m	\$ 4,500.00	B. & D. Griffiths
100 010 19600	Pln. 1032, Lt. 2	24.48m	0	24.48m	\$ 3,672.00	J. & H. Burtkiewicz
100 010 19800	Pln. 1032, Lt. 1	36.56m	0	36.56m	\$ 5,484.00	J. Reynolds
100 010 20000	Con. BF, Pt. Lt. 3	30.18m	0	30.18m	\$ 4,527.00	R. & F. Mellway

SCHEDULE "B" TO BY-LAW NO. R88-070

NOTE: CONNECTION COST ONLY ON EACH LOT TO BE SERVED BY THE CONNECTION.

DESCRIPTION: Sanitary Sewers

LOCATION: East Street from 85 meters south of Wendakee Drive to
Wendakee Drive and on Wendakee Drive from East Street to
Creanona Boulevard and on Creanona Boulevard from Wendakee
Drive to Base Line Road, in the City of Stoney Creek

NUMBER OF CONNECTIONS: 100

COST PER CONNECTION: \$1,200.00

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-071

TO PROVIDE FOR

1. THE CONSTRUCTION OF SANITARY SEWERS AND RELATED PRIVATE DRAIN CONNECTIONS AS DESCRIBED IN SCHEDULE "A" HERETO ON HOPKINS COURT (SOUTH END) FROM YORK ROAD TO ERNEST STREET AND ON ERNEST STREET TO #3 AND #9 ERNEST STREET, IN THE TOWN OF DUNDAS.
2. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON ABUTTING OWNERS TO PAY A PORTION OF THE COST OF CONSTRUCTING THE SANITARY SEWERS.
3. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON PARTICULAR LOTS TO BE SERVED BY THE SAID PRIVATE DRAIN CONNECTIONS.

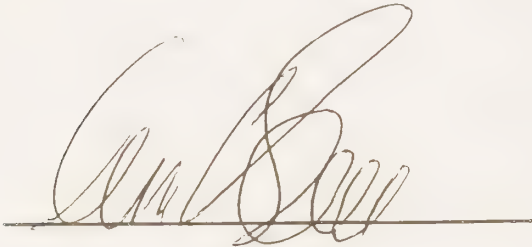
WHEREAS the Council of the Regional Municipality of Hamilton-Wentworth (here and after called the "Region") in adopting on the 16th day of February, 1988, Clause 5 of the 3-88 Report of the Engineering Services Committee authorized the construction of sanitary sewers on Hopkins Court (South End) from York Road to Ernest Street and on Ernest Street to #3 and #9 Ernest Street, in the Town of Dundas as a local improvement under Section 11 and 3 respectively of the Local Improvement Act, R.S.O. 1980, c.250.

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

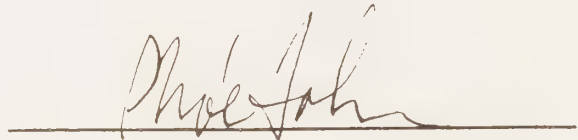
1. THAT the construction of the said sanitary sewers on Hopkins Court (South End) from York Road to Ernest Street and on Ernest Street to #3 and #9 Ernest Street, in the Town of Dundas at an estimated cost of \$240,000.00 and the said private drain connections at an estimated cost of \$36,000.00 is hereby authorized, as set out on Schedule "A" hereto.
- 2.(a) THAT the share of the estimated cost of the described sanitary sewers to be borne by the owners of the lots liable to be specially assessed is \$139,056.00 and the amount to be specially assessed against such owners is hereby authorized at the actual equal special rate per metre of such frontage sufficient to defray the actual cost and payable by such owners in 15 annual consecutive installments.

- (b) THAT the share of the estimated cost of the described private drain connections be specially assessed upon the particular lots to be served.
- 3.(a) THAT the cost of the works described in Section 1 hereof are to be financed from special assessments, subsidies, monies received from any other source, and by the issue and sale of debentures of The Region in the amount of \$139,056.00 which are to be authorized by a subsequent by-law or by-laws and which are to be repayable over a term of not more than 15 years.
- (b) THAT pending the sale of debentures referred to in sub-section (a) of this Section and the receipt of special assessments, subsidies, or monies from any other source, the Chairman and the Treasurer of The Region may borrow money not exceeding \$276,000.00 for the purpose described in Section 1 hereof.
- (c) THAT the sum or sums of money borrowed pursuant to sub-section (b) of this section are to be repaid out of the special assessments, subsidies received, monies received from any other source and the proceeds of the sale of debentures of The Region.
4. THAT notwithstanding the provisions of this by-law the amount to be debentured pursuant to the provision hereof is not to exceed the net cost to The Region after deducting any special assessments, subsidies or contributions from the Province of Ontario or from any other source in respect of the undertaking described in Section 1 hereof.
5. THAT the proper officials of The Region are hereby authorized and directed to do all things necessary to carry-out the terms of this by-law except that no contract for the construction of the described works is to be entered into without the approval of the Council of the Regional Municipality of Hamilton-Wentworth.
6. THAT schedule "A" forms part of this by-law.

Read a First, Second and Third Time and Finally Passed and Enacted
this 5th day of April, 1988.



CHAIRMAN



CLERK

Approved
as to form



Regional
Solicitor

SCHEDULE "A"

TO BY-LAW NO. R88-071

<u>DESCRIPTION</u>	<u>COST PER CONNECTION</u>	<u>TOTAL COST</u>	<u>REGION'S SHARE OF COST</u>	<u>OWNER'S SHARE OF COST</u>
Sanitary Sewers on Hopkins Court (South End) from York Road to Ernest Street and on Ernest to #3 and #9 Ernest Street, in the Town of Dundas.		\$240,000.00	\$100,944.00	\$139,056.00
and				
Related Private Drain Connections	\$1,200.00	\$ 36,000.00		\$ 36,000.00

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO R88-072

BEING A BY-LAW TO AUTHORIZE THE IMPOSITION
OF A SPECIALLY ASSESSED RATE UPON THE OWNERS
OF LANDS ABUTTING THE SANITARY
SEWERS DESCRIBED IN SCHEDULE "A" HERETO AND A
SPECIALLY ASSESSED RATE ON PARTICULAR LOTS
TO BE SERVED BY PRIVATE DRAIN CONNECTIONS
AS DESCRIBED IN SCHEDULE "B" HERETO ON
HOPKINS COURT (SOUTH END) FROM YORK ROAD
TO ERNEST STREET AND ON ERNEST STREET TO #3
AND #9 ERNEST STREET, IN THE TOWN OF DUNDAS.

WHEREAS The Regional Municipality of Hamilton-Wentworth (here and after called the "Region") intends to install sanitary sewers on Hopkins Court (South End) from York Road to Ernest Street and on Ernest Street to #3 and #9 Ernest Street, in the Town of Dundas as a local improvement at an estimated cost of \$240,000.00 and related private drain connections as described in Schedule "B" to the By-law as a local improvement at an estimated cost of \$120,000.00; and,

WHEREAS The Region may impose pursuant to The Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437, Section 97 (1) as amended, a specially assessed frontage rate to finance extension to its sewer works systems under any general Act relating to the collection and disposal of sewage and the financing thereof; and,

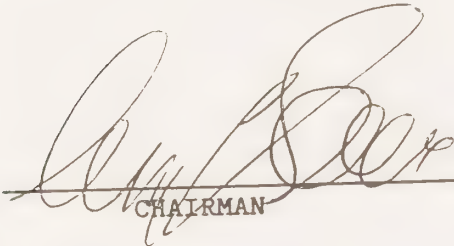
WHEREAS the Local Improvement Act, Section 11 and 3 authorizes a municipality to impose by by-law a specially assessed rate upon owners or occupants of land who derive a benefit from the said sanitary sewers and a specially assessed rate upon particular lots served by the private drain connections.

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

- 1.(a) THAT a specially assessed frontage rate be imposed on the owners of the lands described in Schedule "A" to this By-law, abutting the said sanitary sewers to be calculated on the frontage therein described being rateable for an estimated total of \$139,056.00 which shall be the portion of the total cost of the sewer works to be borne by the abutting land owners;
- (b) THAT the cost of the private drain connections be specially assessed only upon the particular lot to be served as outlined in Schedule "B" to this By-law, and in the amounts therein set out.

- 2.(a) THAT a reduction in the case of corner lots at the junction or intersection of streets and a reduction or increase in the case of triangular or irregularly shaped lots has been made in the specially assessed rate as per Schedule "A" to this By-law;
- (b) THAT where an exemption for flankage of a lot which flankage later becomes frontage on the sanitary sewers, the Region may impose a specially assessed rate of such amount as would have been assessed against such flankage had it been frontage at the date of passing of this By-law.
3. THAT the owners of the lands described on Schedule "A" to this By-law may pay the total estimated rates described therein in a lump sum cash payment or in equal and consecutive annual installments over a period of fifteen (15) years together with interest fixed at the borrowing rate for this Region at the time of the calculation of the total cost of the project and the imposition of the annual installment such as shown on Schedule "A" hereto.
4. THAT Schedule "A" and Schedule "B" form part of this By-law.

Read a First, Second and Third Time and Finally Passed
and Enacted this 5th day of April, 1988.


CHAIRMAN


CLERK

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SCHEDULE "AA" TO BY-LAW NO. R88-072

DESCRIPTION: Sanitary Sewers

ESTIMATED COST: \$240,000.00

ESTIMATED COST PER METRE FRONTAGE TO OWNER: \$150.00

LOCATION: Hopkins Court (South End) From York Road to Ernest Street and on Ernest Street to #3 and #9 Ernest Street, in the Town of Dundas

The specially assessed rate imposed on benefiting property owners may be paid in one lump sum amount (Column 6) or be financed and paid in (15) fifteen annual consecutive installments commencing in the year in which the project is closed and rated. The amount financed over fifteen years will be at an interest rate to be determined by the Region.

1	2	3	4	5	6	7
ASSESSMENT ROLL NUMBER	DESCRIPTION OF LANDS	FRONTAGE OF ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	ESTIMATED LUMP SUM CASH PAYMENT	ASSESSED OWNER
100 260 26000	Pln.967,Lt.2	76.20m	36.58m	39.62m	\$ 5,943.00	J. & J. Hartman
100 260 26200	Pln.967,Lt.3	50.74m	0	50.74m	\$ 7,611.00	D. & C. Lawson
100 260 26400	Pln.967,Lt.4	31.49m	0	31.49m	\$ 4,723.50	J. & N. Purich
100 260 26600	Pln.967,Lt.5	23.57m	0	23.57m	\$ 3,535.50	J. & M. Lewis
100 260 26800	Pln.967,Lt.6	34.38m	0	34.38m	\$ 5,157.00	R. & A. Jadeski
100 260 27000	Pln.967,Lt.7	35.65m	0	35.65m	\$ 5,347.50	D.Newton/P.O'Connor
100 260 27200	Pln.967,Lt.8	33.53m	0	33.53m	\$ 5,029.50	C. & S. Parr
100 260 27400	Pln.967,Lt.9	33.53m	0	33.53m	\$ 5,029.50	D. & R. Moulden
100 260 27600	Pln.967,Lt.10	32.00m	0	32.00m	\$ 4,800.00	E. & J. Hutchinson
100 260 27800	Pln.967,Lt.11	30.48m	0	30.48m	\$ 4,572.00	H. & D. Frederiks
100 260 28000	Pln.967,Lt.12	28.95m	0	28.95m	\$ 4,342.50	M. & T. DiCenzo

1	2	3	4	5	6	7
ASSESSMENT ROLL NUMBER	DESCRIPTION OF LANDS	FRONTAGE OF ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	ESTIMATED LUMP SUM CASH PAYMENT	ASSESSED OWNER
100 260 28200	Pln.967,Lt.13/14	48.97m	6.0m	42.97m	\$ 6,445.50	M. & A. Blok
100 260 28400	Pln.967,Lt.15	32.71m	0	32.71m	\$ 4,906.50	D. & P. Paines
100 260 28600	Pln.967,Lt.16	32.31m	0	32.31m	\$ 4,846.50	J. & E. Finnimore
100 260 29000	Pln.967,Lt.18	37.32m	0	37.32m	\$ 5,598.00	R. & D. Johnson
100 260 28800	Pln.967,Lt.17	32.31m	0	32.31m	\$ 4,846.50	J. & P. Nicol
100 260 30600	Pln.967,Lt.27	63.03m	6.0m	57.03m	\$ 8,554.50	A. Ludbrook
100 260 30800	Pln.967,Lt.28	61.37m	6.0m	55.37m	\$ 8,305.50	A. & R. Martin
100 260 31000	Pln.967,Lt.29	31.7m	0	31.7m	\$ 4,755.00	J. & L. Vanessan
100 260 31200	Pln.967,Lt.30	25.91m	0	25.91m	\$ 3,886.50	H. & B. Bruckner
100 260 31400	Pln.967,Lt.31	22.86m	0	22.86m	\$ 3,429.00	R. & E. Amsden
100 260 31600	Pln.967,Lt.32	22.86m	0	22.86m	\$ 3,429.00	W. & L. Kearns
100 260 31800	Pln.967,Lt.33	76.84m	36.58m	40.26m	\$ 6,039.00	D. & J. Hodson
100 260 32000	Pln.967,Lt.34	31.81m	0	31.81m	\$ 4,771.50	A. & F. Boem
100 260 32200	Pln.967,Lt.35	30.50m	0	30.50m	\$ 4,575.00	M. & J. Petrovich
100 260 32600	Pln.967,Lt.36	76.20m	36.58m	39.62m	\$ 5,943.00	G. & J. Wilson
100 260 28880	Pln.62M-388,Lt.4	25.16m	0	25.16m	\$ 3,774.00	C. Lutton
100 260 28820	" Lt.1	24.71m	0	24.71m	\$ 3,706.50	A. & E. DaSilva

SCHEDULE "B" TO BY-LAW NO. R88-072

NOTE: CONNECTION COST ONLY ON EACH LOT TO BE SERVED BY THE CONNECTION.

DESCRIPTION: Sanitary Sewers

LOCATION: Hopkins Court (South End) From York Road to Ernest Street
and on Ernest Street to #3 and #9 Ernest Street, in the
Town of Dundas

NUMBER OF CONNECTIONS: 30

COST PER CONNECTION: \$1,200.00

0230B-37

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-073

TO PROVIDE FOR

1. THE CONSTRUCTION OF STORM AND SANITARY SEWERS AND RELATED PRIVATE DRAIN CONNECTIONS AS DESCRIBED IN SCHEDULE "A" HERETO ON MALTON DRIVE FROM CHRISTIE STREET TO 243 METRES WESTERLY, IN THE CITY OF HAMILTON.
2. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON ABUTTING OWNERS TO PAY A PORTION OF THE COST OF CONSTRUCTING THE STORM AND SANITARY SEWERS.
3. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON PARTICULAR LOTS TO BE SERVED BY THE SAID PRIVATE DRAIN CONNECTIONS.

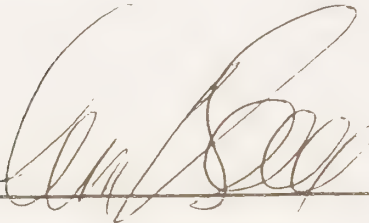
WHEREAS the Council of the Regional Municipality of Hamilton-Wentworth (here and after called the "Region") in adopting on the 16th day of February, 1988, Clause 5 of the 3-88 Report of the Engineering Services Committee authorized the construction of Storm and Sanitary Sewers on Malton Drive from Christie Street to 243 metres westerly, in the City of Hamilton, as a local improvement under Section 11 and 3 respectively of the Local Improvement Act, R.S.O. 1980, c.250.

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

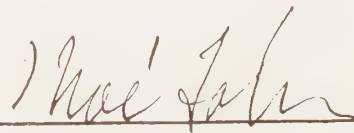
1. THAT the construction of the said Storm and Sanitary Sewers on Malton Drive from Christie Street to 243 metres westerly, in the City of Hamilton, at an estimated cost of \$163,000.00 and the said Private Drain Connections at an estimated cost of \$36,000.00 is hereby authorized, as set out on Schedule "A" hereto.
- 2.(a) THAT the share of the estimated cost of the described Storm and Sanitary Sewers to be borne by the owners of the lots liable to be specially assessed is \$92,284.00 and the amount to be specially assessed against such owners is hereby authorized at the actual equal special rate per metre of such frontage sufficient to defray the actual cost and payable by such owners in 15 annual consecutive installments.

- (b) THAT the share of the estimated cost of the described Private Drain connections be specially assessed upon the particular lots to be served.
- 3.(a) THAT the cost of the works described in Section 1 hereof are to be financed from special assessments, subsidies, monies received from any other source, and by the issue and sale of debentures of The Region in the amount of \$92,284.00 which are to be authorized by a subsequent by-law or by-laws and which are to be repayable over a term of not more than 15 years.
- (b) THAT pending the sale of debentures referred to in sub-section (a) of this Section and the receipt of special assessments, subsidies, or monies from any other source, the Chairman and the Treasurer of The Region may borrow money not exceeding \$199,000.00 for the purpose described in Section 1 hereof.
- (c) THAT the sum or sums of money borrowed pursuant to sub-section (b) of this section are to be repaid out of the special assessments, subsidies received, monies received from any other source and the proceeds of the sale of debentures of The Region.
4. THAT notwithstanding the provisions of this by-law the amount to be debentured pursuant to the provision hereof is not to exceed the net cost to The Region after deducting any special assessments, subsidies or contributions from the Province of Ontario or from any other source in respect of the undertaking described in Section 1 hereof.
5. THAT the proper officials of The Region are hereby authorized and directed to do all things necessary to carry-out the terms of this by-law except that no contract for the construction of the described works is to be entered into without the approval of the Council of the Regional Municipality of Hamilton-Wentworth.
6. THAT schedule "A" forms part of this by-law.

Read a First, Second and Third Time and Finally Passed and Enacted
this 5th day of April, 1988.



CHAIRMAN



CLERK

Approved
as to form

Regional
Solicitor

SCHEDULE "A"

TO BY-LAW NO. R88-073

<u>DESCRIPTION</u>	<u>COST PER CONNECTION</u>	<u>TOTAL COST</u>	<u>REGION'S SHARE OF COST</u>	<u>OWNER'S SHARE OF COST</u>
Storm and Sanitary Sewers on Malton Drive from Christie Street to 243 metres westerly, in the City of Hamilton.		\$163,000.00	\$ 70,716.00	\$92,284.00
and				
Related Drain Connections	\$1,800.00	\$ 36,000.00		\$36,000.00

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO R88-074

BEING A BY-LAW TO AUTHORIZE THE IMPOSITION OF A SPECIALLY ASSESSED RATE UPON THE OWNERS OF LANDS ABUTTING THE STORM AND SANITARY SEWERS AS DESCRIBED IN SCHEDULE "A" HERETO AND A SPECIALLY ASSESSED RATE ON PARTICULAR LOTS TO BE SERVED BY PRIVATE DRAIN CONNECTIONS AS DESCRIBED IN SCHEDULE "B" HERETO ON MALTON DRIVE FROM CHRISTIE STREET TO 243 METRES WESTERLY, IN THE CITY OF HAMILTON.

WHEREAS The Regional Municipality of Hamilton-Wentworth (here and after called the "Region") intends to install Storm and Sanitary Sewers on Malton Drive from Christie Street to 243 metres westerly, in the City of Hamilton, as a local improvement at an estimated cost of \$163,000.00 and related private drain connections as described in Schedule "B" to the By-law as a local improvement at an estimated cost of \$36,000.00; and,

WHEREAS The Region may impose pursuant to The Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437, Section 97 (1) as amended, a specially assessed frontage rate to finance extension to its sewer works systems under any general Act relating to the collection and disposal of sewage and the financing thereof; and,

WHEREAS the Local Improvement Act, Section 11 and 3 authorizes a municipality to impose by by-law a specially assessed rate upon owners or occupants of land who derive a benefit from the said Storm and Sanitary Sewers and a specially assessed rate upon particular lots served by the private drain connections.

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

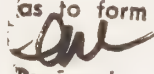
- 1.(a) THAT a specially assessed frontage rate be imposed on the owners of the lands described in Schedule "A" to this By-law, abutting the said Storm and Sanitary Sewers to be calculated on the frontage therein described being rateable for an estimated total of \$92,284.00 which shall be the portion of the total cost of the sewer works to be borne by the abutting land owners;
- (b) THAT the cost of the private drain connections be specially assessed only upon the particular lot to be served as outlined in Schedule "B" to this By-law, and in the amounts therein set out.

- 2.(a) THAT a reduction in the case of corner lots at the junction or intersection of streets and a reduction or increase in the case of triangular or irregularly shaped lots has been made in the specially assessed rate as per Schedule "A" to this By-law;
- (b) THAT where an exemption for flankage of a lot which flankage later becomes frontage on the Storm and Sanitary Sewers, the Region may impose a specially assessed rate of such amount as would have been assessed against such flankage had it been frontage at the date of passing of this By-law.
3. THAT the owners of the lands described on Schedule "A" to this By-law may pay the total estimated rates described therein in a lump sum cash payment or in equal and consecutive annual installments over a period of fifteen (15) years together with interest fixed at the borrowing rate for this Region at the time of the calculation of the total cost of the project and the imposition of the annual installment such as shown on Schedule "A" hereto.
4. THAT Schedule "A" and Schedule "B" form part of this By-law.

Read a First, Second and Third Time and Finally Passed
and Enacted this 5th day of April, 1988.


CHAIRMAN


CLERK

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Solicitor

SCHEDULE "AA" TO BY-LAW NO. R88-074

DESCRIPTION: Storm and Sanitary Sewers

ESTIMATED COST: \$163,000.00

ESTIMATED COST PER METRE FRONTAGE TO OWNER: \$196.00

LOCATION: Malton Drive from Christie Street to 243 metres westerly, in the City of Hamilton

The specially assessed rate imposed on benefiting property owners may be paid in one lump sum amount (Column 6) or be financed and paid in (15) fifteen annual consecutive installments commencing in the year in which the project is closed and rated. The amount financed over fifteen years will be at an interest rate to be determined by the Region.

1	2	3	4	5	6	7
ASSESSMENT ROLL NUMBER	DESCRIPTION OF LANDS	FRONTAGE OF ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	ESTIMATED LUMP SUM CASH PAYMENT	ASSESSED OWNER
<u>North Side</u>						
08 11010 3830	Plan 878 Lt.53	22.86m	0	22.86m	\$ 4,480.56	E. Roberts
08 11010 3860	" " 54	22.86m	0	22.86m	\$ 4,480.56	J. & M. McRoberts
08 11010 3890	" " 55	22.86m	0	22.86m	\$ 4,480.56	M. & S. Green
08 11010 3920	" " 56	22.86m	0	22.86m	\$ 4,480.56	R. & A. Coleman
08 11010 3950	" " 57	22.86m	0	22.86m	\$ 4,480.56	M. & V. Szelag
08 11010 3980	" " 58	22.86m	0	22.86m	\$ 4,480.56	N. & H. Robinson
08 11010 4010	" " 59	22.86m	0	22.86m	\$ 4,480.56	J. & M. Gallacher
08 11010 4040	" " 60	22.86m	0	22.86m	\$ 4,480.56	P. Shimizu
08 11010 4070	" " 61	22.86m	0	22.86m	\$ 4,480.56	D. & G. Forsythe
08 11010 4100	" " 62	26.63m	0	26.63m	\$ 5,219.48	A. & I. Schwarz

1	2	3	4	5	6	7
ASSESSMENT ROLL NUMBER	DESCRIPTION OF LANDS	FRONTAGE OF ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	ESTIMATED LUMP SUM CASH PAYMENT	ASSESSED OWNER
<u>South Side</u>						
08 11010 5090	" "	22.86m	0	\$ 4,480.56		K.Mickleboro/J.Allard
08 11010 5060	" "	22.86m	0	22.86m	\$ 4,480.56	A. & H. Clappison
08 11010 5030	" "	22.86m	0	22.86m	\$ 4,480.56	M. Drotar
08 11010 5000	" "	22.86m	0	22.86m	\$ 4,480.56	P. & M. Campbell
08 11010 4970	" "	22.86m	0	22.86m	\$ 4,480.56	P. & E. Glombitza
08 11010 4940	Plan 878 Lt.91	22.86m	0	22.86m	\$ 4,480.56	C. & D. MacCormack
08 11010 4910	" "	22.86m	0	22.86m	\$ 4,480.56	G. & A. Williamson
08 11010 4880	" "	22.86m	0	22.86m	\$ 4,480.56	J. Weiss
08 11010 4820	" "	26.63m	0	26.63m	\$ 5,219.48	A. & R. Ciardullo
08 11010 7970	Con.1, Pt.Lt.4	6.10m	0	6.10m	\$ 1,195.60	Shedaco Holdings Ltd.
08 11010 4850	" "	22.86m	0	22.86m	\$ 4,480.56	P & J. Alessi

SCHEDULE "B" TO BY-LAW NO.R88-074

NOTE: CONNECTION COST ONLY ON EACH LOT TO BE SERVED BY THE CONNECTION.

DESCRIPTION: Storm and Sanitary Sewers

LOCATION: Malton Drive from Christie Street to 243 metres
westerly, in the City of Hamilton

NUMBER OF CONNECTIONS: 20

COST PER CONNECTION: \$1,800.00

0327B-95

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-075

TO PROVIDE FOR

1. THE CONSTRUCTION OF A WATERMAIN AND RELATED WATER SERVICE CONNECTIONS AS DESCRIBED IN SCHEDULE "A" HERETO ON DICKENSON ROAD WEST FROM HIGHWAY #6 TO APPROXIMATELY 835 METERS WESTERLY, IN THE TOWNSHIP OF GLANBROOK
2. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON ABUTTING OWNERS TO PAY A PORTION OF THE COST OF CONSTRUCTING THE WATERMAIN
3. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON PARTICULAR LOTS TO BE SERVED BY THE SAID WATER SERVICE CONNECTIONS.

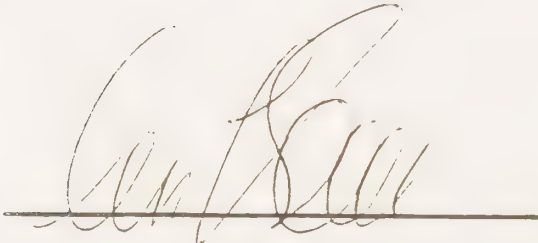
WHEREAS the Council of the Regional Municipality of Hamilton-Wentworth (here and after called the "Region") in adopting on the 15th day of December, 1987, Clause 23 of the 22-87 Report of the Engineering Services Committee authorized the construction of a watermain on Dickenson Road West from Highway #6 to approximately 835 meters westerly, in the Township of Glanbrook as a local improvement under Section 12 and 3 respectively of the Local Improvement Act, R.S.O. 1980, c.250.

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

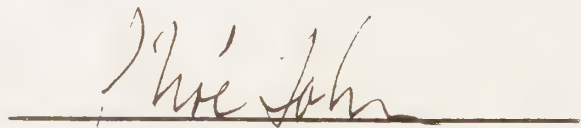
1. THAT the construction of the said watermain on Dickenson Road West from Highway #6 to approximately 835 meters westerly, in the Township of Glanbrook at an estimated cost of \$294,500.00 and the said water service connections at an estimated cost of \$9,600.00 is hereby authorized, as set out on Schedule "A" hereto.
- 2.(a) THAT the share of the estimated cost of the described watermain to be borne by the owners of the lots liable to be specially assessed is \$99,485.00 and the amount to be specially assessed against such owners is hereby authorized at the actual equal special rate per metre of such frontage sufficient to defray the actual cost and payable by such owners in 15 annual consecutive installments.

- (b) THAT the share of the estimated cost of the described water service connections be specially assessed upon the particular lots to be served.
- 3.(a) THAT the cost of the works described in Section 1 hereof are to be financed from special assessments, subsidies, monies received from any other source, and by the issue and sale of debentures of The Region in the amount of \$99,485.00 which are to be authorized by a subsequent by-law or by-laws and which are to be repayable over a term of not more than 15 years.
- (b) THAT pending the sale of debentures referred to in sub-section (a) of this Section and the receipt of special assessments, subsidies, or monies from any other source, the Chairman and the Treasurer of The Region may borrow money not exceeding \$304,100.00 for the purpose described in Section 1 hereof.
- (c) THAT the sum or sums of money borrowed pursuant to sub-section (b) of this section are to be repaid out of the special assessments, subsidies received, monies received from any other source and the proceeds of the sale of debentures of The Region.
4. THAT notwithstanding the provisions of this by-law the amount to be debentured pursuant to the provision hereof is not to exceed the net cost to The Region after deducting any special assessments, subsidies or contributions from the Province of Ontario or from any other source in respect of the undertaking described in Section 1 hereof.
5. THAT the proper officials of The Region are hereby authorized and directed to do all things necessary to carry-out the terms of this by-law except that no contract for the construction of the described works is to be entered into without the approval of the Council of the Regional Municipality of Hamilton-Wentworth.
6. THAT schedule "A" forms part of this by-law.

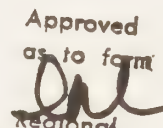
Read a First, Second and Third Time and Finally Passed and Enacted
this 5th day of April, 1988.



CHAIRMAN



CLERK

Approved
as to form

Regional
Solicitor

SCHEDULE "A"

TO BY-LAW NO. R88-075

<u>DESCRIPTION</u>	<u>COST PER CONNECTION</u>	<u>TOTAL COST</u>	<u>REGION'S SHARE OF COST</u>	<u>OWNER'S SHARE OF COST</u>
Watermain on Dickenson Road West from Highway #6 to approximately 835 meters westerly, in the Township of Glanbrook and		\$294,500.00	\$204,615.00	\$ 99,485.00
Related Water Service Connections	\$ 800.00	\$ 9,600.00		\$ 9,600.00

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO R88-076

BEING A BY-LAW TO AUTHORIZE THE IMPOSITION
OF A SPECIALLY ASSESSED RATE UPON THE OWNERS
OF LANDS ABUTTING THE WATERMAIN
AS DESCRIBED IN SCHEDULE "A" HERETO AND A
SPECIALLY ASSESSED RATE ON PARTICULAR LOTS
TO BE SERVED BY WATER SERVICE CONNECTIONS
AS DESCRIBED IN SCHEDULE "B" HERETO ON
DICKENSON ROAD WEST FROM HIGHWAY #6 TO
APPROXIMATELY 835 METERS WESTERLY, IN THE
TOWNSHIP OF GLANBROOK

WHEREAS The Regional Municipality of Hamilton-Wentworth (here and after called the "Region") intends to install a watermain on Dickenson Road West from Highway #6 to approximately 835 meters westerly, in the Township of Glanbrook as a local improvement at an estimated cost of \$294,500.00 and related water service connections as described in Schedule "B" to the By-law as a local improvement at an estimated cost of \$9,600.00; and,

WHEREAS The Region may impose pursuant to The Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437, Section 96 (1) as amended, a specially assessed frontage rate to finance extension to its water works systems under any general Act relating to the supply and distribution of water and the financing thereof; and,

WHEREAS the Local Improvement Act, Section 12 and 3 authorizes a municipality to impose by by-law a specially assessed rate upon owners or occupants of land who derive a benefit from the said watermain and a specially assessed rate upon particular lots served by the water service connections.

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

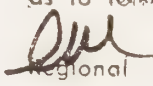
- 1.(a) THAT a specially assessed frontage rate be imposed on the owners of the lands described in Schedule "A" to this By-law, abutting the said watermain to be calculated on the frontage therein described being rateable for an estimated total of \$99,485.00 which shall be the portion of the total cost of the water works to be borne by the abutting land owners;
- (b) THAT the cost of the water service connections be specially assessed only upon the particular lot to be served as outlined in Schedule "B" to this By-law, and in the amounts therein set out.

- 2.(a) THAT a reduction in the case of corner lots at the junction or intersection of streets and a reduction or increase in the case of triangular or irregularly shaped lots has been made in the specially assessed rate as per Schedule "A" to this By-law;
- (b) THAT where an exemption for flankage of a lot which flankage later becomes frontage on the watermain, the Region may impose a specially assessed rate of such amount as would have been assessed against such flankage had it been frontage at the date of passing of this By-law.
3. THAT the owners of the lands described on Schedule "A" to this By-law may pay the total estimated rates described therein in a lump sum cash payment or in equal and consecutive annual installments over a period of fifteen (15) years together with interest fixed at the borrowing rate for this Region at the time of the calculation of the total cost of the project and the imposition of the annual installment such as shown on Schedule "A" hereto.
4. THAT Schedule "A" and Schedule "B" form part of this By-law.

Read a First, Second and Third Time and Finally Passed
and Enacted this 5th day of April, 1988.


CHAIRMAN


CLERK

Approved:
as to form

Regional
Solicitor

SCHEDULE "AA" TO BY-LAW NO. R88-076

DESCRIPTION: Watermain

ESTIMATED COST: \$294,500.00

ESTIMATED COST PER METRE FRONTAGE TO OWNER: \$ 74.00

LOCATION: Dickenson Road West from Highway #6 to approximately 835 meters westerly, in the Township of Glanbrook

The specially assessed rate imposed on benefiting property owners may be paid in one lump sum amount (Column 6) or be financed and paid in (15) fifteen annual consecutive installments commencing in the year in which the project is closed and rated. The amount financed over fifteen years will be at an interest rate to be determined by the Region.

1	2	3	4	5	6	7
ASSESSMENT ROLL NUMBER	DESCRIPTION OF LANDS	FRONTAGE OF ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	ESTIMATED LUMP SUM CASH PAYMENT	ASSESSED OWNER
<u>North Side</u>						
200 210 42400	Con.2,Pt.Lt.5	43.08m	36.58m	6.5m	\$ 481.00	L. J. Dam
200 210 42800	"	22.86m	0	22.86m	\$ 1,691.64	D. & M. Green
200 210 43000	"	71.51m	0	71.51m	\$ 5,291.74	Glanbrook Twshp.
200 210 43200	"	50.59m	0	50.59m	\$ 3,743.66	G. F. Johnston
200 210 43400	"	294.51m	234.51m	60.0m	\$ 4,440.00	D. Del Riccio(In Trust)
200 210 43600	"	30.48m	0	30.48m	\$ 2,255.52	D. W. Kusch
200 210 43800	"	19.81m	0	19.81m	\$ 1,465.94	R. & B. Gavin
200 210 43900	Con.2,Pt.Lt.4	30.48m	0	30.48m	\$ 2,255.52	Sheldrick's Inc.

1	2	3	4	5	6	7
ASSESSMENT ROLL NUMBER	DESCRIPTION OF LANDS	FRONTAGE OF ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	ESTIMATED LUMP SUM CASH PAYMENT	ASSESSED OWNER
200 210 44000	Con. 2, Pt. Lt. 4	89.92m	0	89.92m	\$ 6,654.08	J. & M. Sheldrick
200 210 44200	Con. 2, Pt. Lt. 4	182.16m	122.16m	60.0m	\$ 4,440.00	M. A. Sheldrick
<u>South Side</u>						
200 310 16000	Con. 3, Pt. Lt. 5	253.89m	193.85m	60.0m	\$ 4,440.00	H. L. Smith
200 310 32200	Con. 3, Pt. Lt. 2 to Pt. Lt. 5	712.47m	0	712.47m	\$52,722.78	Transport Canada

SCHEDULE "B" TO BY-LAW NO. R88-076

NOTE: CONNECTION COST ONLY ON EACH LOT TO BE SERVED BY THE CONNECTION.

DESCRIPTION: Watermain

LOCATION: Dickenson Road West from Highway #6 to approximately 835
meters westerly, in the Township of Glanbrook

NUMBER OF CONNECTIONS: 12

COST PER CONNECTION: \$ 800.00

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-077

TO PROVIDE FOR

1. THE CONSTRUCTION OF STORM AND SANITARY SEWERS AND RELATED PRIVATE DRAIN CONNECTIONS AS DESCRIBED IN SCHEDULE "A" HERETO ON WEST 5TH STREET FROM 115 METRES NORTH OF STONE CHURCH ROAD TO 130 METRES SOUTH OF STONE CHURCH ROAD, IN THE CITY OF HAMILTON.

2. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON ABUTTING OWNERS TO PAY A PORTION OF THE COST OF CONSTRUCTING THE STORM AND SANITARY SEWERS.

3. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON PARTICULAR LOTS TO BE SERVED BY THE SAID PRIVATE DRAIN CONNECTIONS.

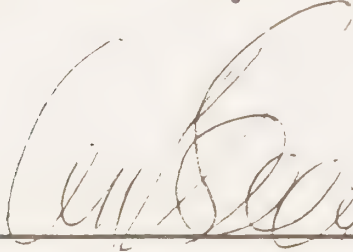
WHEREAS the Council of the Regional Municipality of Hamilton-Wentworth (here and after called the "Region") in adopting on the 15th day of December, 1987, Clause 23 of the 22-87 Report of the Engineering Services Committee authorized the construction of storm and sanitary sewers on West 5th Street from 115 metres north of Stone Church Road to 130 metres south of Stone Church Road, in the City of Hamilton, as a local improvement under Section 12 and 3 respectively of the Local Improvement Act, R.S.O. 1980, c.250.

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

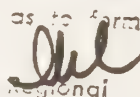
1. THAT the construction of the said storm and sanitary sewers on West 5th Street from 115 metres north of Stone Church Road to 130 metres south of Stone Church Road, in the City of Hamilton, at an estimated cost of \$290,000.00 and the said private drain connections at an estimated cost of \$36,000.00 is hereby authorized, as set out on Schedule "A" hereto.
- 2.(a) THAT the share of the estimated cost of the described storm and sanitary sewers to be borne by the owners of the lots liable to be specially assessed is \$70,976.00 and the amount to be specially assessed against such owners is hereby authorized at the actual equal special rate per metre of such frontage sufficient to defray the actual cost and payable by such owners in 15 annual consecutive installments.

- (b) THAT the share of the estimated cost of the described private drain connections be specially assessed upon the particular lots to be served.
- 3.(a) THAT the cost of the works described in Section 1 hereof are to be financed from special assessments, subsidies, monies received from any other source, and by the issue and sale of debentures of The Region in the amount of \$70,976.00 which are to be authorized by a subsequent by-law or by-laws and which are to be repayable over a term of not more than 15 years.
- (b) THAT pending the sale of debentures referred to in sub-section (a) of this Section and the receipt of special assessments, subsidies, or monies from any other source, the Chairman and the Treasurer of The Region may borrow money not exceeding \$326,000.00 for the purpose described in Section 1 hereof.
- (c) THAT the sum or sums of money borrowed pursuant to sub-section (b) of this section are to be repaid out of the special assessments, subsidies received, monies received from any other source and the proceeds of the sale of debentures of The Region.
4. THAT notwithstanding the provisions of this by-law the amount to be debentured pursuant to the provision hereof is not to exceed the net cost to The Region after deducting any special assessments, subsidies or contributions from the Province of Ontario or from any other source in respect of the undertaking described in Section 1 hereof.
5. THAT the proper officials of The Region are hereby authorized and directed to do all things necessary to carry-out the terms of this by-law except that no contract for the construction of the described works is to be entered into without the approval of the Council of the Regional Municipality of Hamilton-Wentworth.
6. THAT schedule "A" forms part of this by-law.

Read a First, Second and Third Time and Finally Passed and Enacted
this 5th day of April, 1988.



CHAIRMAN

Approved
as to form

Regional
Solicitor



CLERK

SCHEDULE "A"

TO BY-LAW NO. R88-077

<u>DESCRIPTION</u>	<u>COST PER CONNECTION</u>	<u>TOTAL COST</u>	<u>REGION'S SHARE OF COST</u>	<u>OWNER'S SHARE OF COST</u>
Storm and Sanitary Sewers on West 5th Street from 115 Metres north of Stone Church Road to 130 metres south of Stone Church Road, in the City of Hamilton.		\$290,000.00	\$219,024.00	\$70,976.00
and				
Related Drain Connections	\$1,800.00	\$ 36,000.00		\$36,000.00

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO R88-078

BEING A BY-LAW TO AUTHORIZE THE IMPOSITION OF A SPECIALLY ASSESSED RATE UPON THE OWNERS OF LANDS ABUTTING THE STORM AND SANITARY SEWERS AS DESCRIBED IN SCHEDULE "A" HERETO AND A SPECIALLY ASSESSED RATE ON PARTICULAR LOTS TO BE SERVED BY PRIVATE DRAIN CONNECTIONS AS DESCRIBED IN SCHEDULE "B" HERETO ON WEST 5TH STREET FROM 115 METRES NORTH OF STONE CHURCH ROAD TO 130 METRES SOUTH OF STONE CHURCH ROAD, IN THE CITY OF HAMILTON.

WHEREAS The Regional Municipality of Hamilton-Wentworth (here and after called the "Region") intends to install Storm and Sanitary Sewers on West 5th Street from 115 metres north of Stone Church Road to 130 metres south of Stone Church Road, in the City of Hamilton, as a local improvement at an estimated cost of \$290,000.00 and related private drain connections as described in Schedule "B" to the By-law as a local improvement at an estimated cost of \$36,000.00; and,

WHEREAS The Region may impose pursuant to The Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437, Section 97 (1) as amended, a specially assessed frontage rate to finance extension to its sewer works systems under any general Act relating to the collection and disposal of sewage and the financing thereof; and,

WHEREAS the Local Improvement Act, Section 12 and 3 authorizes a municipality to impose by by-law a specially assessed rate upon owners or occupants of land who derive a benefit from the said Storm and Sanitary Sewers and a specially assessed rate upon particular lots served by the private drain connections.

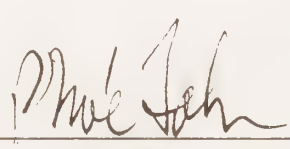
NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

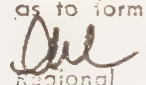
- 1.(a) THAT a specially assessed frontage rate be imposed on the owners of the lands described in Schedule "A" to this By-law, abutting the said Storm and Sanitary Sewers to be calculated on the frontage therein described being rateable for an estimated total of \$70,976.00 which shall be the portion of the total cost of the sewer works to be borne by the abutting land owners;
- (b) THAT the cost of the private drain connections be specially assessed only upon the particular lot to be served as outlined in Schedule "B" to this By-law, and in the amounts therein set out.

- 2.(a) THAT a reduction in the case of corner lots at the junction or intersection of streets and a reduction or increase in the case of triangular or irregularly shaped lots has been made in the specially assessed rate as per Schedule "A" to this By-law;
- (b) THAT where an exemption for flankage of a lot which flankage later becomes frontage on the Storm and Sanitary Sewers, the Region may impose a specially assessed rate of such amount as would have been assessed against such flankage had it been frontage at the date of passing of this By-law.
3. THAT the owners of the lands described on Schedule "A" to this By-law may pay the total estimated rates described therein in a lump sum cash payment or in equal and consecutive annual installments over a period of fifteen (15) years together with interest fixed at the borrowing rate for this Region at the time of the calculation of the total cost of the project and the imposition of the annual installment such as shown on Schedule "A" hereto.
4. THAT Schedule "A" and Schedule "B" form part of this By-law.

Read a First, Second and Third Time and Finally Passed
and Enacted this 5th day of April, 1988.


CHAIRMAN


CLERK

Approved
as to form

Regional
Solicitor

SCHEDULE "AA" TO BY-LAW NO. R88-078

DESCRIPTION: Storm and Sanitary Sewers

ESTIMATED COST: \$290,000.00

ESTIMATED COST PER METRE FRONTAGE TO OWNER: \$196.00

LOCATION: West 5th Street from 115 metres north of Stone Church
to 130 metres south of Stone Church, in the City of Hamilton.

The specially assessed rate imposed on benefiting property owners may be paid in one lump sum amount (Column 6) or be financed and paid in (15) fifteen annual consecutive installments commencing in the year in which the project is closed and rated. The amount financed over fifteen years will be at an interest rate to be determined by the Region.

1	2	3	4	5	6	7
ASSESSMENT ROLL NUMBER	DESCRIPTION OF LANDS	FRONTAGE OF ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	ESTIMATED LUMP SUM CASH PAYMENT	ASSESSED OWNER
08 09410 0010	Plan 427 Lot 2	62.73m	0	62.73m	\$12,295.08	S. Wasserman Estate
08 09510 2480	Con. 8 Pt. Lt. 15	77.47m	0	77.47m	\$15,184.12	K. & J. Ramey
08 09510 2510	" "	42.67m	0	42.67m	\$ 8,363.32	J. & E. Ferguson
08 09510 7750	" "	45.72m	0	45.72m	\$ 8,961.12	R. & E. Wittchen
08 09610 3500	" " 16	24.38m	0	24.38m	\$ 4,778.48	S. Sipocz
08 09610 6750	" "	105.30m	36.58m	68.72m	\$13,469.12	A. & E. Massi
08 09710 6200	" 7 "	37.39m	0	37.39m	\$ 7,328.44	L. & C. Zoccolillo
08 09710 6230	" "	39.62m	36.58m	3.04m	\$ 595.84	G. & M. Marazzato

SCHEDULE "B" TO BY-LAW NO. R88-078

NOTE: CONNECTION COST ONLY ON EACH LOT TO BE SERVED BY THE CONNECTION.

DESCRIPTION: Storm and Sanitary Sewers

LOCATION: West 5th Street from 115 metres north of Stone Church
Road to 130 metres south of Stone Church Road, in the
City of Hamilton

NUMBER OF CONNECTIONS: 20

COST PER CONNECTION: \$1,800.00

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-079

TO PROVIDE FOR

1. THE CONSTRUCTION OF STORM AND SANITARY SEWERS AND RELATED PRIVATE DRAIN CONNECTIONS AS DESCRIBED IN SCHEDULE "A" HERETO ON UPPER WENTWORTH STREET FROM STONE CHURCH ROAD TO APPROXIMATELY 500 METRES SOUTHERLY, IN THE CITY OF HAMILTON
2. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON ABUTTING OWNERS TO PAY A PORTION OF THE COST OF CONSTRUCTING THE STORM AND SANITARY SEWERS.
3. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON PARTICULAR LOTS TO BE SERVED BY THE SAID PRIVATE DRAIN CONNECTIONS.

WHEREAS the Council of the Regional Municipality of Hamilton-Wentworth (here and after called the "Region") in adopting on the 15th day of December, 1987, Clause 23 of the 22-87 Report of the Engineering Services Committee authorized the construction of Storm and Sanitary Sewers on Upper Wentworth Street from Stone Church Road to approximately 500 metres southerly, in the City of Hamilton as a local improvement under Section 12 and 3 respectively of the Local Improvement Act, R.S.O. 1980, c.250.

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

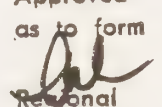
1. THAT the construction of the said Storm and Sanitary Sewers on Upper Wentworth Street from Stone Church Road to approximately 500 metres southerly, in the City of Hamilton at an estimated cost of \$1,719,376.00 and the said private drain connections at an estimated cost of \$10,000.00 is hereby authorized, as set out on Schedule "A" hereto.
- 2.(a) THAT the share of the estimated cost of the described Storm and Sanitary Sewers to be borne by the owners of the lots liable to be specially assessed is \$291,951.00 and the amount to be specially assessed against such owners is hereby authorized at the actual equal special rate per metre of such frontage sufficient to defray the actual cost and payable by such owners in 15 annual consecutive installments.

- (b) THAT the share of the estimated cost of the described Private Drain connections be specially assessed upon the particular lots to be served.
- 3.(a) THAT the cost of the works described in Section 1 hereof are to be financed from special assessments, subsidies, monies received from any other source, and by the issue and sale of debentures of The Region in the amount of \$291,951.00 which are to be authorized by a subsequent by-law or by-laws and which are to be repayable over a term of not more than 15 years.
- (b) THAT pending the sale of debentures referred to in sub-section (a) of this Section and the receipt of special assessments, subsidies, or monies from any other source, the Chairman and the Treasurer of The Region may borrow money not exceeding \$1,729,376.00 for the purpose described in Section 1 hereof.
- (c) THAT the sum or sums of money borrowed pursuant to sub-section (b) of this section are to be repaid out of the special assessments, subsidies received, monies received from any other source and the proceeds of the sale of debentures of The Region.
4. THAT notwithstanding the provisions of this by-law the amount to be debentured pursuant to the provision hereof is not to exceed the net cost to The Region after deducting any special assessments, subsidies or contributions from the Province of Ontario or from any other source in respect of the undertaking described in Section 1 hereof.
5. THAT the proper officials of The Region are hereby authorized and directed to do all things necessary to carry-out the terms of this by-law except that no contract for the construction of the described works is to be entered into without the approval of the Council of the Regional Municipality of Hamilton-Wentworth.
6. THAT schedule "A" forms part of this by-law.

Read a First, Second and Third Time and Finally Passed and Enacted
this 5th day of April, 1988.


CHAIRMAN


CLERK

Approved
as to form

Regional
Solicitor

SCHEDULE "A"

TO BY-LAW NO. R88-079

<u>DESCRIPTION</u>	<u>COST PER CONNECTION</u>	<u>TOTAL COST</u>	<u>REGION'S SHARE OF COST</u>	<u>OWNER'S SHARE OF COST</u>
Storm and Sanitary Sewers on Upper Wentworth Street from Stone Church Road to approximately 500 metres southerly, in the City of Hamilton		\$1,719,376.00	\$1,427,425.00	\$291,951.00
and				
Related Private Drain Connections	\$2,000.00	\$ 10,000.00		\$10,000.00

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO R88-080

BEING A BY-LAW TO AUTHORIZE THE IMPOSITION OF A SPECIALLY ASSESSED RATE UPON THE OWNERS OF LANDS ABUTTING THE STORM AND SANITARY SEWERS AS DESCRIBED IN SCHEDULE "A" HERETO AND A SPECIALLY ASSESSED RATE ON PARTICULAR LOTS TO BE SERVED BY PRIVATE DRAIN CONNECTIONS AS DESCRIBED IN SCHEDULE "B" HERETO ON UPPER WENTWORTH STREET FROM STONE CHURCH ROAD TO APPROXIMATELY 500 METRES SOUTHERLY, IN THE CITY OF HAMILTON

WHEREAS The Regional Municipality of Hamilton-Wentworth (here and after called the "Region") intends to install Storm and Sanitary Sewers on Upper Wentworth Street from Stone Church Road to approximately 500 metres southerly, in the City of Hamilton as a local improvement at an estimated cost of \$1,719,376.00 and related private drain connections as described in Schedule "B" to the By-law as a local improvement at an estimated cost of \$10,000.00; and,

WHEREAS The Region may impose pursuant to The Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437, Section 97 (1) as amended, a specially assessed frontage rate to finance extension to its sewer works systems under any general Act relating to the collection and disposal of sewage and the financing thereof; and,

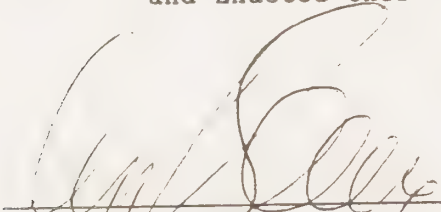
WHEREAS the Local Improvement Act, Section 12 and 3 authorizes a municipality to impose by by-law a specially assessed rate upon owners or occupants of land who derive a benefit from the said Storm and Sanitary Sewers and a specially assessed rate upon particular lots served by the private drain connections.

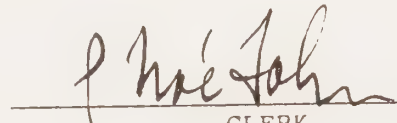
NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

- 1.(a) THAT a specially assessed frontage rate be imposed on the owners of the lands described in Schedule "A" to this By-law, abutting the said Storm and Sanitary Sewers to be calculated on the frontage therein described being rateable for an estimated total of \$291,951.00 which shall be the portion of the total cost of the sewer works to be borne by the abutting land owners;
- (b) THAT the cost of the private drain connections be specially assessed only upon the particular lot to be served as outlined in Schedule "B" to this By-law, and in the amounts therein set out.

- 2.(a) THAT a reduction in the case of corner lots at the junction or intersection of streets and a reduction or increase in the case of triangular or irregularly shaped lots has been made in the specially assessed rate as per Schedule "A" to this By-law;
- (b) THAT where an exemption for flankage of a lot which flankage later becomes frontage on the Storm and Sanitary Sewers, the Region may impose a specially assessed rate of such amount as would have been assessed against such flankage had it been frontage at the date of passing of this By-law.
3. THAT the owners of the lands described on Schedule "A" to this By-law may pay the total estimated rates described therein in a lump sum cash payment or in equal and consecutive annual installments over a period of fifteen (15) years together with interest fixed at the borrowing rate for this Region at the time of the calculation of the total cost of the project and the imposition of the annual installment such as shown on Schedule "A" hereto.
4. THAT Schedule "A" and Schedule "B" form part of this By-law.

Read a First, Second and Third Time and Finally Passed
and Enacted this 5th day of April, 1988.


CHAIRMAN


CLERK

Approved
as to form

Regional
Solicitor

SCHEDULE "AA" TO BY-LAW NO. R88-080

DESCRIPTION: Storm and Sanitary Sewers

ESTIMATED COST: \$1,719,376.00

ESTIMATED COST PER METRE FRONTAGE TO OWNER: \$196.00

LOCATION: Upper Wentworth Street from Stone Church Road to approximately 500 metres southerly, in the City of Hamilton

The specially assessed rate imposed on benefiting property owners may be paid in one lump sum amount (Column 6) or be financed and paid in (15) fifteen annual consecutive installments commencing in the year in which the project is closed and rated. The amount financed over fifteen years will be at an interest rate to be determined by the Region.

1	2	3	4	5	6	7
ASSESSMENT ROLL NUMBER	DESCRIPTION OF LANDS	FRONTAGE OF ABUTTING LAND	FRONTAGE EXEMPT FRONTAGE	ESTIMATED LUMP SUBJECT TO RATE	SUM CASH PAYMENT	ASSESSED OWNER
East Side						
07 07510 2020	Con. 8, Pt. Lt. 10	19.81m	0	19.81m	\$ 3,882.76	R. Horning Estate
07 07510 1991	Con. 8, Pt. Lt. 10	10.06m	0	10.06m	1,971.76	City of Hamilton
07 07510 1960	Con. 8, Pt. Lt. 10	101.50m	0	101.50m	19,894.00	Roman Catholic Separate School Board
07 07510 1930	Con. 8, Pt. Lt. 10	65.90m	0	65.90m	12,916.40	E. Mancinelli
07 07510 1920	Con. 8, Pt. Lt. 10	33.27m	0	33.27m	6,520.92	B. & V. Marchildon
07 07510 8200	Con. 8, Pt. Lt. 10	475.92m	0	475.92m	93,280.32	A. Weisz/B. Sauder/M. Green
07 07510 1990	Con. 8, Pt. Lt. 10	199.42m	0	199.42m	39,086.32	T. Valeri Construction
07 07510 2110	Con. 8, Pt. Lt. 10	15.24m	0	15.24m	2,987.04	R. Horning Estate
07 07510 2080	Con. 8, Pt. Lt. 10	19.81m	0	19.81m	3,882.76	S. Poll
07 07510 2050	Con. 8, Pt. Lt. 10	21.34m	0	21.34m	4,182.64	R. & M. Wilson

SCHEDULE "AA" TO BY-LAW NO.

DESCRIPTION: Storm and Sanitary Sewers

ESTIMATED COST: \$1,719,376.00

ESTIMATED COST PER METRE FRONTAGE TO OWNER: \$196.00

LOCATION: Upper Wentworth Street from Stone Church Road to approximately 500 metres southerly, in the City of Hamilton

The specially assessed rate imposed on benefiting property owners may be paid in one lump sum amount (Column 6) or be financed and paid in (15) fifteen annual consecutive installments commencing in the year in which the project is closed and rated. The amount financed over fifteen years will be at an interest rate to be determined by the Region.

1	2	3	4	5	6	7
ASSESSMENT ROLL NUMBER	DESCRIPTION OF LANDS	FRONTAGE OF ABUTTING LAND	FRONTAGE EXEMPT FRONTAGE	ESTIMATED SUBJECT TO RATE	LUMP SUM CASH PAYMENT	ASSESSED OWNER
West Side 07 08510 8000	Con.8,Pt.Lt.11	165.64m	36.58m	129.06m	25,295.76	City of Hamilton
07 08510 7699	Plan 62M-502, Lot 113	32.00m	0	32.00m	6,272.00	Wellington Chase Inc.
07 08510 9000	Con.8,Pt.Lt.11	133.01m	0	133.01m	26,069.96	Wellington Chase Inc.
07 08510 0130	Con.8,Pt.Lt.11 & 12	233.21m	0	233.21m	45,709.16	428680 Ontario Inc.

SCHEDULE "B" TO BY-LAW NO.R88-080

NOTE: CONNECTION COST ONLY ON EACH LOT TO BE SERVED BY THE CONNECTION.

DESCRIPTION: Storm and Sanitary Sewers

LOCATION: Upper Wentworth Street from Stone Church Road to
approximately 500 metres southerly, in the City of
Hamilton.

NUMBER OF CONNECTIONS: 5

COST PER CONNECTION: \$2,000.00

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-081

TO PROVIDE FOR

1. THE CONSTRUCTION OF A WATERMAIN AND RELATED WATER SERVICE CONNECTIONS AS DESCRIBED IN SCHEDULE "A" HERETO ON HIGHWAY NO. 53 FROM SPRINGBROOK AVENUE TO APPROXIMATELY 196 METERS WESTERLY, IN THE TOWN OF ANCASTER
2. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON ABUTTING OWNERS TO PAY A PORTION OF THE COST OF CONSTRUCTING THE WATERMAIN
3. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON PARTICULAR LOTS TO BE SERVED BY THE SAID WATER SERVICE CONNECTIONS.

WHEREAS the Council of the Regional Municipality of Hamilton-Wentworth (here and after called the "Region") in adopting on the 16th day of February, 1988, Clause 5 of the 3-88 Report of the Engineering Services Committee authorized the construction of a watermain on Highway No. 53 from Springbrook Avenue to approximately 196 meters westerly, in the Town of Ancaster as a local improvement under Section 11 and 3 respectively of the Local Improvement Act, R.S.O. 1980, c.250.

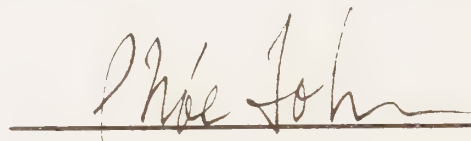
NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

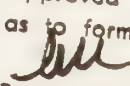
1. THAT the construction of the said watermain on Highway No. 53 from Springbrook Avenue to approximately 196 meters westerly, in the Town of Ancaster at an estimated cost of \$107,600.00 and the said water service connections at an estimated cost of \$9,100.00 is hereby authorized, as set out on Schedule "A" hereto.
- 2.(a) THAT the share of the estimated cost of the described watermain to be borne by the owners of the lots liable to be specially assessed is \$22,620.00 and the amount to be specially assessed against such owners is hereby authorized at the actual equal special rate per metre of such frontage sufficient to defray the actual cost and payable by such owners in 15 annual consecutive installments.

- (b) THAT the share of the estimated cost of the described water service connections be specially assessed upon the particular lots to be served.
- 3.(a) THAT the cost of the works described in Section 1 hereof are to be financed from special assessments, subsidies, monies received from any other source, and by the issue and sale of debentures of The Region in the amount of \$22,620.00 which are to be authorized by a subsequent by-law or by-laws and which are to be repayable over a term of not more than 15 years.
- (b) THAT pending the sale of debentures referred to in sub-section (a) of this Section and the receipt of special assessments, subsidies, or monies from any other source, the Chairman and the Treasurer of The Region may borrow money not exceeding \$116,700.00 for the purpose described in Section 1 hereof.
- (c) THAT the sum or sums of money borrowed pursuant to sub-section (b) of this section are to be repaid out of the special assessments, subsidies received, monies received from any other source and the proceeds of the sale of debentures of The Region.
4. THAT notwithstanding the provisions of this by-law the amount to be debentured pursuant to the provision hereof is not to exceed the net cost to The Region after deducting any special assessments, subsidies or contributions from the Province of Ontario or from any other source in respect of the undertaking described in Section 1 hereof.
5. THAT the proper officials of The Region are hereby authorized and directed to do all things necessary to carry-out the terms of this by-law except that no contract for the construction of the described works is to be entered into without the approval of the Council of the Regional Municipality of Hamilton-Wentworth.
6. THAT schedule "A" forms part of this by-law.

Read a First, Second and Third Time and Finally Passed and Enacted
this 5th day of April, 1988.


CHAIRMAN


CLERK

Approved
as to form

Regional
Solicitor

SCHEDULE "A"

TO BY-LAW NO. R88-081

<u>DESCRIPTION</u>	<u>COST PER CONNECTION</u>	<u>TOTAL COST</u>	<u>REGION'S SHARE OF COST</u>	<u>OWNER'S SHARE OF COST</u>
Watermain on Highway No. 53 from Springbrook Avenue to approximately 196 meters westerly, in the Town of Ancaster		\$107,600.00	\$ 84,980.00	\$ 22,620.00
and				
Related Water Service Connections	\$1,200.00 or \$700.00	\$ 9,100.00		\$ 9,100.00

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO R88-082

BEING A BY-LAW TO AUTHORIZE THE IMPOSITION
OF A SPECIALLY ASSESSED RATE UPON THE OWNERS
OF LANDS ABUTTING THE WATERMAIN
AS DESCRIBED IN SCHEDULE "A" HERETO AND A
SPECIALLY ASSESSED RATE ON PARTICULAR LOTS
TO BE SERVED BY WATER SERVICE CONNECTIONS
AS DESCRIBED IN SCHEDULE "B" HERETO ON
HIGHWAY NO. 53 FROM SPRINGBROOK AVENUE
TO APPROXIMATELY 196 METERS WESTERLY, IN THE
TOWN OF ANCASTER

WHEREAS The Regional Municipality of Hamilton-Wentworth (here and after called the "Region") intends to install a watermain on Highway No. 53 from Springbrook Avenue to approximately 196 meters westerly, in the Town of Ancaster as a local improvement at an estimated cost of \$107,600.00 and related water service connections as described in Schedule "B" to the By-law as a local improvement at an estimated cost of \$9,100.00; and,

WHEREAS The Region may impose pursuant to The Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Chapter 437, Section 96 (1) as amended, a specially assessed frontage rate to finance extension to its water works systems under any general Act relating to the supply and distribution of water and the financing thereof; and,

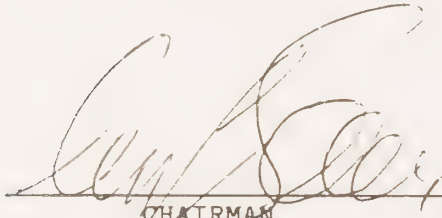
WHEREAS the Local Improvement Act, Section 11 and 3 authorizes a municipality to impose by by-law a specially assessed rate upon owners or occupants of land who derive a benefit from the said watermain and a specially assessed rate upon particular lots served by the water service connections.

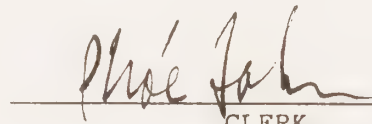
NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

- 1.(a) THAT a specially assessed frontage rate be imposed on the owners of the lands described in Schedule "A" to this By-law, abutting the said watermain to be calculated on the frontage therein described being rateable for an estimated total of \$22,620.00 which shall be the portion of the total cost of the water works to be borne by the abutting land owners;
- (b) THAT the cost of the water service connections be specially assessed only upon the particular lot to be served as outlined in Schedule "B" to this By-law, and in the amounts therein set out.

- 2.(a) THAT a reduction in the case of corner lots at the junction or intersection of streets and a reduction or increase in the case of triangular or irregularly shaped lots has been made in the specially assessed rate as per Schedule "A" to this By-law;
- (b) THAT where an exemption for flankage of a lot which flankage later becomes frontage on the watermain, the Region may impose a specially assessed rate of such amount as would have been assessed against such flankage had it been frontage at the date of passing of this By-law.
3. THAT the owners of the lands described on Schedule "A" to this By-law may pay the total estimated rates described therein in a lump sum cash payment or in equal and consecutive annual installments over a period of fifteen (15) years together with interest fixed at the borrowing rate for this Region at the time of the calculation of the total cost of the project and the imposition of the annual installment such as shown on Schedule "A" hereto.
4. THAT Schedule "A" and Schedule "B" form part of this By-law.

Read a First, Second and Third Time and Finally Passed
and Enacted this 5th day of April, 1988.


CHAIRMAN


CLERK

Approved
as to form


Regional
Solicitor

SCHEDULE "AA" TO BY-LAW NO. R88-082

DESCRIPTION: Watermain

ESTIMATED COST: \$107,600.00

ESTIMATED COST PER METRE FRONTAGE TO OWNER: \$ 74.00

LOCATION: Highway No. 53 from Springbrook Avenue to approximately 196 meters westerly, in the Town of Ancaster

The specially assessed rate imposed on benefiting property owners may be paid in one lump sum amount (Column 6) or be financed and paid in (15) fifteen annual consecutive installments commencing in the year in which the project is closed and rated. The amount financed over fifteen years will be at an interest rate to be determined by the Region.

1	2	3	4	5	6	7
ASSESSMENT ROLL NUMBER	DESCRIPTION OF LANDS	FRONTAGE OF ABUTTING LAND	EXEMPT FRONTAGE	FRONTAGE SUBJECT TO RATE	ESTIMATED LUMP SUM CASH PAYMENT	ASSESSED OWNER
<u>North Side</u>						
100 280 27200	Con.3,Pt.Lt.50	61.65m	0	61.65m	\$ 4,562.10	R. & M. Johnston
100 280 27400	"	39.07m	0	39.07m	\$ 2,891.18	S. Bethlehem
100 280 27600	"	26.09m	0	26.09m	\$ 1,930.66	F. Stevens
100 280 27800	"	22.86m	0	22.86m	\$ 1,691.64	"
100 280 28000	"	22.86m	0	22.86m	\$ 1,691.64	"
100 280 28200	"	22.86m	0	22.86m	\$ 1,691.64	D. Cowan
<u>South Side</u>						
100 420 23400	Con.4,Pt.Lt.50	151.83m	91.83m	60.0m	\$ 4,440.00	K. & W. Vriezema
100 420 23200	"	50.29m	0	50.29m	\$ 3,721.46	B. Kennedy

SCHEDULE "B" TO BY-LAW NO. R88-082

NOTE: CONNECTION COST ONLY ON EACH LOT TO BE SERVED BY THE CONNECTION.

DESCRIPTION: Watermain

LOCATION: Highway No. 53 from Springbrook Avenue to approximately
196 meters westerly, in the Town of Ancaster

NUMBER OF CONNECTIONS: 8

COST PER CONNECTION: \$1,200.00 or \$700.00

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-083

To confirm the proceedings of the Council at its meeting held on the following date:

THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. The Action of the Council at its meeting held on the 5th day of April, 1988, in respect of each recommendation contained in the Reports of its Committees.

<u>NAME</u>	<u>NO.</u>
C.A.O.'s Purchasing Integration Report	
Special Airport Committee Report	3-88
Economic Development & Planning Committee Report	6-88
Engineering Services Committee Report	6-88 as amended
Finance and Personnel Motion	
Freeway Steering Committee Report	3-88 as amended
Legislation and Reception Committee Report	4-88 as amended

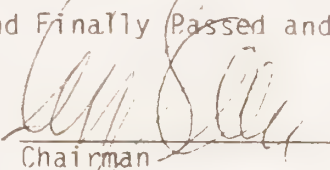
and Regional Officials

<u>NAME</u>	<u>NO.</u>
Chairman's Report	6-88

considered by Council at the said meeting, and in respect of each motion, resolution and other action passed and taken by the Council at its said meetings, is, except where prior approval of the Ontario Municipal Board is required, hereby adopted, ratified and confirmed.

2. The Chairman of the Council and the proper officials of the Regional Municipality are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and, except where otherwise provided, the Chairman, the Clerk and the Treasurer are hereby directed to execute all documents necessary in that behalf, and the Clerk is hereby authorized and directed to affix the Corporate Seal of the Regional Corporation to all such documents.

READ A FIRST, SECOND AND THIRD TIME and Finally Passed and Enacted this 5th, day of April, 1988.


Chairman


Clerk

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-084

To exempt the occupiers of certain shops from the provisions of the Regional Store Closing By-law No. R79-202.

WHEREAS upon application of certain shops outlined on Schedule "A" to this By-law, it has been recommended by the Regional Legislation and Reception Committee that such shops be exempt from the store closing hours on the dates and at the times indicated.

NOW THEREFORE the Council of the Regional Municipality of Hamilton-Wentworth ENACTS AS FOLLOWS:

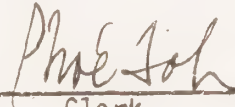
1. THAT the occupiers of the shops named on Schedule "A" attached to this by-law are hereby exempt from the closing provisions of Section 2(1) (b) of Regional By-law No. R79-202 and may remain open for business on the dates and at the times indicated.
2. THAT all ~~other~~ provisions of Regional By-law No. R79-202 are to remain in full force and effect for the shops described in Schedule "A" of this By-law.

READ A FIRST, ~~SECOND~~ AND THIRD TIME AND FINALLY PASSED AND ENACTED
this 19th day of April, 1988.

Approved
as to form

Regional
Solicitor


A/ Chairman


Clerk

SCHEDULE "A"

TO BY-LAW NO. R88-084

Shops referred to in By-law No. R88- and located at the respective locations.

1. THAT the following retail shop(s) in the area municipality of Hamilton be exempted from Regional By-law No. R79-202 for the purpose of holding a special sale on the dates and at the times indicated:

1. HAMILTON

' Friday, April 29, 1988
9:00 p.m. to 11:59 p.m.

Eaton's Warehouse

2799 Barton St. E.
Hamilton, Ontario

BY-LAW NO. R88-085To Permit The Erection And Maintenance Of
Objects Upon A Regional Road

WHEREAS Section 309 (3) of the Municipal Act, R.S.O. 1980, Chapter 302, as amended, provides that the Council of every municipality may pass by-laws for permitting any person to place, construct, install, maintain, and use objects in, on, under or over highways under such conditions as may be agreed upon for prescribing the terms and conditions upon which the same are to be placed, constructed, installed, maintained, or used, and for making such annual or other charge for the privilege conferred by the by-law as it considers reasonable,

NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON WENTWORTH ENACTS AS FOLLOWS:

1. The Applicant, Alex Schiavone, residing at 234 Parliament St. Toronto, and being the Owner of the said premises 1-3 King St. E. and 2-2 1/2 James St. N., Hamilton, is hereby granted the privilege of erecting and maintaining 6 overhead fabric canopies over the highway allowance of King St. E. and James St. N. upon the terms and conditions contained in the agreement hereto as Schedule 1.
2. The Regional Chairman, Regional Clerk and Regional Treasurer are hereby authorized to sign and execute all necessary documents to implement this By-law.
3. Schedule 1 attached to this By-law is included in and shall be considered part of this By-law.
4. This By-law shall come into force and take effect on the date of its passing and enactment.

READ A FIRST, SECOND and THIRD TIME and FINALLY PASSED and ENACTED

this 19th day of April 198 8


CLERK


A/CHAIRMAN

Approved
on to form

Regional
Solicitor

Schedule "1"

THIS AGREEMENT made this 18th day of February 1988

B E T W E E N:

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH.
Hereinafter called "the Region" of the First Part.

- and -PANZEX MONTREAL INC.

Hereinafter called "the Applicant" of the Second Part.

WHEREAS the Applicant is the registered owner of the property known municipally as 1&3 King St E and 2&2-1/2 James St N. in the city of Hamilton in the Regional Municipality of Hamilton-Wentworth, more particularly described in Schedule "A" attached hereto;

AND WHEREAS Section 309(3) of the Municipal Act, R.S.O. 1980, Chapter 302, as amended, provides that the Council of every municipality may pass by-laws for permitting any person to place, construct, install, maintain, and use objects in, on, under, or over highways under such conditions as may be agreed upon;

AND WHEREAS the Regional Municipality of Hamilton-Wentworth did by By-law # on the day of 19 approve the privilege hereinafter permitted to the Applicant, which application for privilege was presented at the meeting of the Council on the said date as Item in a Report to the Regional Council of the Engineering Services Committee.

NOW THEREFORE the parties hereby covenant and agree as follows:

1. That the Applicant, being the owner of the premises at 1&3 King St E" and 2&2-1/2 James Street N.

(more particularly described in Schedule "A" attached hereto), may during the pleasure of Regional Council retain the encroachment of:

- (i) 3 fabric canopies, 2nd floor, James St. N.
- (ii) 2 fabric canopies, 2nd floor, King St. E.

(hereinafter referred to collectively as "the works")

JAMES ST. N & KING ST. E.
Onto the road allowance of ~~two feet~~, as shown on a sketch attached hereto as Schedule "B", but so as not to interfere with the free and safe passage of persons and vehicles using the said road allowance.

2. All fees, costs, and expenses due and payable by the applicant to the Region, or paid or incurred by the Region under this agreement may in the event of default of such payment be recovered by the Region by distraint or lawsuit and the Region may in addition, thereupon terminate the agreement as provided in paragraph 12.

3. The sum of \$105.00 shall be due payable in advance to the Region immediately after the date of approval of the privilege at the Meeting of the said Regional Council.

4. The Applicant shall pay to the Region yearly and every year during the currency of this agreement the annual sum or fee of \$ 26 or as may be determined by By-law from time to time in advance on the 1st day of January in each year, with the exception of the first payment which shall be made upon execution of this agreement.

5. The Applicant shall and does hereby at all times covenant to indemnify and save harmless the Region from and against all actions, causes of action, interest, claims, demands, costs, damages, expenses, or loss which the Region may bear, suffer or be put to by reason of any damage to property or injury or death to any person as a result of the privilege herein allowed to the Applicant. At the time of the execution of this agreement, the Applicant shall deliver to the Region an endorsement from its general liability insurance policy confirming that the Region has been named as an additional insured for third party bodily injury and property damage arising out of the granting of this agreement to a limit of \$500,000. This policy shall be kept in force, by the Applicant during the term of this agreement. Upon written request of the Region, the Applicant shall forthwith deliver to the Region endorsements for the aforesaid policy current for that year.

6. The Applicant acknowledges that he is liable to pay all taxes, charges, duties, rates, levies, and business taxes assessed in respect to the occupation or use of the road allowance abutting the lands described in Schedule "A", the works herein allowed to the Applicant on, over, or under the said road allowance, arising pursuant to the Assessment Act. R.S.O. 1980, chapter 31 as amended, and to the Local Improvement Act. R.S.O. 1980 chapter 250 as amended, as and when the same become due and payable.

7. In no case whatsoever shall compensation be payable to the Applicant for improvements (if any) to the road allowance.

8. The Applicant shall at all times keep and maintain the works in a good and proper state of repair and safety.

9. Only the works herein authorized may be erected by the Applicant.

10. The design, construction, and location of the said works, shall be previously approved by the Commissioner of Transportation hereinafter referred to as the Commissioner, and shall be erected and maintained in all respects by the Applicant to the approval of the Commissioner, but the fact that the Commissioner shall have been satisfied with the design, location and construction shall in no way discharge or modify any liability or obligation of the applicant that may arise from this agreement.

11. If on the erection of the said works any act or thing shall be contrary to the order or direction of the Commissioner or if any act or thing shall be done of which the Commissioner shall disapprove or if in the opinion of the Commissioner the Applicant shall fail to maintain the said works in a safe condition, the Commissioner shall verbally or in writing require the Applicant to alter or repair the same and if same shall not be altered or repaired within forty-eight hours after such requirement or if the Applicant shall neglect or refuse to remove the said works or things.

within 30 days after notice to remove the same shall have been delivered or posted as mentioned in paragraph 17 of this agreement, then and in any such case the Region may cause the required work to be done either by its own servants or by some other person and the cost of any such work may be recovered by the Region as set out in paragraph 2 of this agreement.

12. This agreement may be terminated at any time by the Region or the Applicant for any reason after the delivery to the other of written notice of its intention to terminate at least thirty days prior to such termination.

13. Within 30 days of the delivery by the Applicant to the Region of notice of its intention to terminate this agreement or upon receipt of such notice from the Region, the applicant shall remove the said works and restore that part of the road allowance occupied by the works in a condition acceptable to the Commissioner. If the Applicant defaults to perform such work of removal and restoration, then the Region may perform the same and recover its costs as set out in paragraph 2 and/or by such legal action as it deems necessary.

14. The Applicant shall observe and comply with all parliamentary and legislative enactments and with all by-laws and regulations of the Region or the City of Hamilton (Area Municipality) and all notices, orders and demands given by the Region through its Commissioner respecting the subject lands and the works thereon.

15. This Agreement is subject to all rights now or that may hereafter be vested in the Region, the City of Hamilton (Area Municipality) or in any gas, telephone, telegraph, electric light, or other utility Company, in respect of the care and improvement of the streets, the construction, repair, replacement or removal of sewers, mains, culverts, drains, water or gas pipes or the placing of poles or wires (herein called "services"), therein.

The Region expressly reserves to itself the right to construct services or permit services to be constructed therein. The Applicant shall not be entitled to any damages by reason of the exercise of the Region's rights contained in this paragraph and the Applicant shall at his own expense carry out such alteration of the works as the Regional Authority may direct.

16. No length of time or of enjoyment by the Applicant shall enure to give any right, title or interest to the Applicant or his successors in title, in the subject lands or to maintain the said works on, under, across or above (as the case may be) the said road allowance or shall deprive the Region by the operation of any limitation period or otherwise of any right to require the removal thereof the restoration of the road allowance.

17. Any notice to be given to the Region shall be delivered or posted by prepaid mail addressed to:

The Regional Clerk
The Regional Municipality of Hamilton-Wentworth
119 King Street West, 15th Floor, P.O. Box 910
Hamilton, Ontario
L8P 4T9

or such other addresses as may hereinafter be assigned.

Any notice to be given to the Applicant shall be delivered or posted by prepaid mail addressed to the Applicant at:

234 Parliament Street

Toronto, Ontario

M5A 3A4

18. The word "Applicant" in this agreement means the Applicant named herein including the person in possession of the property set out in Schedule "A" attached hereto, it being agreed that this Agreement shall be binding upon the heirs, executors, administrators, successors, tenants, lessees, and assigns of the Applicant.

19. This Agreement is to be read with all the changes made necessary by the gender, number or corporate status of the Applicant herein.

IN WITNESS WHEREOF The Regional Municipality of Hamilton-Wentworth has hereunto affixed its corporate seal attested by the hands of its duly authorized officials in that behalf;

AND IN WITNESS WHEREOF, the Applicant has hereunto, affixed its corporate seal under the signature of its duly authorized officers in that behalf,

SIGNED, SEALED AND DELIVERED)

in the Presence of)

..... *R. Delag.*)

.....)

APPLICANT: *ALEX SCHIAVONE*)

President)

Vice President)

VITO SCHIAVONE)

THE REGIONAL MUNICIPALITY OF
HAMILTON-WENTWORTH

Ann Sloat
Chairman)

Approved:)

Approved
as to form)

oni
Regional
Secretary)

Commissioner of Finance)

Clerk)

APPROVED
DEPARTMENT OF ENGINEERING

April 1987

SCHEDULE "A"

DESCRIPTION OF LANDS

THOSE lands and premises located in the following municipality, namely, in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth and being composed of part of Lot Number 1 fronting on the North side of King Street in Nathaniel Hughson's Survey being in the block bounded by King, James, King William and Hughson Streets in the said City of Hamilton and which may be more particularly described as follows: that is to say:

COMMENCING at the South-Western corner of the said Lot Number 1 being the intersection of the Northern limit of King Street with the Eastern limit of James Street;

THENCE Easterly along the Northern limit of King Street Twenty-Seven feet one and one-half inches (27' 1-1/2") more or less to a point in the centre line of the wall between the stores erected upon the herein described parcel of land known as Nos. 1 and 3 King Street East and the store erected upon the lands adjoining on the East and known as No. 5 King Street East;

THENCE Northly along the centre line Fifty-Two feet and one and one-half inches (52' 1-1/2") more or less to a point of intersection with the production Easterly of the centre line of a wall between the said stores erected upon the herein described parcel of land and a store erected upon the lands adjoining on the North and known as No. 8 James Street North;

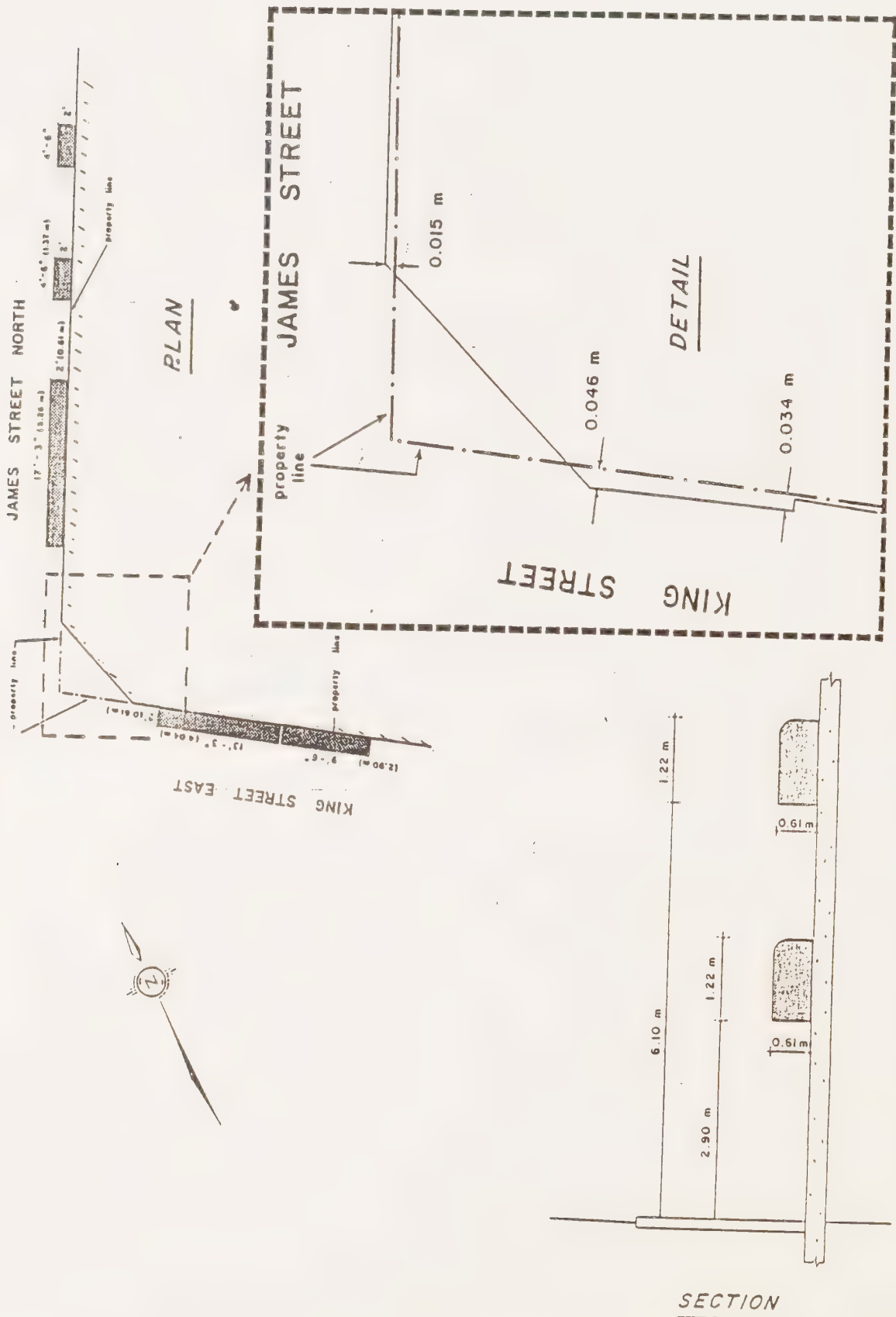
THENCE Westerly to and along the last mentioned centre line Twenty-Seven feet three and one-half inches (27' 3-1/2") more or less to a point in the Eastern limit of James Street;

THENCE Southerly along the Eastern limit of James Street Fifty-Two feet one and one-half inches more or less to the point of commencement.

On the above described parcel of land is erected a store and office building known as municipal Nos. 1 and 3 King Street East and 2 and 2-1/2 James Street North.

SCHEDULE "B"

SKETCH OF "WORKS"



* NOTE : THIS IS NOT A PLAN OF SURVEY

DATED: _____ 19

THE REGIONAL MUNICIPALITY OF

HAMILTON-WENTWORTH

- 10 -

ENCROACHMENT

ADDRESS:

R. M. Plant, Q.C.
Regional Solicitor
The Regional Municipality of
Hamilton-Wentworth
119 King Street West
Hamilton, Ontario

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-086To Permit the Erection and Maintenance of
objects upon a Regional Road.

WHEREAS Section 309 (3) of the Municipal Act, R.S.O. 1980, Chapter 302, as amended, provides that the Council of every municipality may pass by-laws for permitting any person to place, construct, install, maintain, and use objects in, on, under, or over highways under such conditions as may be agreed upon for prescribing the terms and conditions upon which the same are to be placed, constructed, installed, maintained, or used, and for making such annual or other charge for the privilege conferred by the by-law as it considers reasonable,

NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. The applicant(s) Marie Angela O'Leary, Michael Gerald Chappel and Melanie Anne Chappell residing at 170 Florence Ave./102 Dundurn St. N. and being the Owner(s) of the said premises are hereby granted the privilege of maintaining the existing building encroachment upon the highway allowance of Dundurn St. N., upon the terms and conditions contained in the agreement hereto as Schedule I.
2. The Regional Chairman, Regional Clerk and Regional Treasurer are hereby authorized to sign and execute all necessary documents to implement this By-law.
3. Schedule I attached to this By-law is included in and shall be considered part of this By-law.
4. This By-law shall come into force and take effect on the date of its passing and enactment.

READ a FIRST, SECOND and THIRD TIME and FINALLY PASSED and ENACTED
this 19th day of April 1988.



A/ CHAIRMAN



CLERK

approved
as to form

Regional
Solicitor

Schedule "1"

THIS AGREEMENT made this 18th day of January 1988

B E T W E E N:

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH,
Hereinafter called "the Region" of the First Part,

- and -

MARIE ANGELA O'LEARY, MICHAEL GERALD CHAPPELL and
MELANIE ANNE CHAPPELL

Hereinafter called "the Applicant" of the Second Part.

WHEREAS the Applicant is the registered owner(s) of the property known municipally as 170 Florence Avenue/
102 Dundurn Street North in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, more particularly described in Schedule "A" attached hereto;

AND WHEREAS Section 309(3) of the Municipal Act, R.S.O. 1980, Chapter 302, as amended, provides that the Council of every municipality may pass by-laws for permitting any person to place, construct, install, maintain, and use objects in, on, under, or over highways under such conditions as may be agreed upon;

AND WHEREAS the Regional Municipality of Hamilton-Wentworth did by By-law # on the day of 19 approve the privilege hereinafter permitted to the Applicant, which application for privilege was presented at the meeting of the Council on the said date as Item in a Report to the Regional Council of the Engineering Services Committee.

NOW THEREFORE the parties hereby covenant and agree as follows:

1. That the Applicant, being the owner(s) of the premises at 102 Dundurn St. North, Hamilton (more particularly described in Schedule "A" attached hereto), may during the pleasure of Regional Council retain the encroachment of:

- (i) brick apartment building no. 170 (2.10 m x 0.12 m ±)

(hereinafter referred to collectively as "the works")

Onto the road allowance of Dundurn St. N., as shown on a sketch attached hereto as Schedule "B", but so as not to interfere with the free and safe passage of persons and vehicles using the said road allowance.

2. All fees, costs, and expenses due and payable by the applicant to the Region, or paid or incurred by the Region under this agreement may in the event of default of such payment be recovered by the Region by distraint or lawsuit and the Region may in addition, thereupon terminate the agreement as provided in paragraph 14.

3. The sum of \$105.00 shall be due payable in advance to the Region immediately after the date of approval of the privilege at the Meeting of the said Regional Council.

4. The Applicant shall pay to the Region yearly and every year during the currency of this agreement the annual sum or fee of \$ - Nil - or as may be determined by By-law from time to time in advance on the 1st day of January in each year, with the exception of the first payment which shall be made upon execution of this agreement.

5. The Applicant shall and does hereby at all times covenant to indemnify and save harmless the Region from and against all actions, causes of action, interest, claims, demands, costs, damages, expenses, or loss which the Region may bear, suffer or be put to by reason of any damage to property or injury or death to any person as a result of the privilege herein allowed to the Applicant. At the time of the execution of this agreement, the Applicant shall deliver to the Region an endorsement from its general liability insurance policy confirming that the Region has been named as an additional insured for third party bodily injury and property damage arising out of the granting of this agreement to a limit of \$500,000. This policy shall be kept in force, by the Applicant during the term of this agreement. Upon written request of the Region, the Applicant shall forthwith deliver to the Region endorsements for the aforesaid policy current for that year.

6. The Applicant acknowledges that he is liable to pay all taxes, charges, duties, rates, levies, and business taxes assessed in respect to the occupation or use of the road allowance abutting the lands described in Schedule "A", the works herein allowed to the Applicant on, over, or under the said road allowance, arising pursuant to the Assessment Act. R.S.O. 1980, chapter 31 as amended, and to the Local Improvement Act. R.S.O. 1980 chapter 250 as amended, as and when the same become due and payable.

7. In no case whatsoever shall compensation be payable to the Applicant for improvements (if any) to the road allowance.

8. The Applicant shall at all times keep and maintain the works in a good and proper state of repair and safety.

9. Only the works herein authorized may be erected by the Applicant.

10. The design, construction, and location of the said works, shall be previously approved by the Commissioner of Engineering hereinafter referred to as the Commissioner, and shall be erected and maintained in all respects by the Applicant to the approval of the Commissioner, but the fact that the Commissioner shall have been satisfied with the design, location and construction shall in no way discharge or modify any liability or obligation of the applicant that may arise from this agreement.

11. If on the erection of the said works any act or thing shall be contrary to the order or direction of the Commissioner or if any act or thing shall be done of which the Commissioner shall disapprove or if in the opinion of the Commissioner the Applicant shall fail to maintain the said works in a safe condition, the Commissioner shall verbally or in writing require the Applicant to alter or repair the same and if same shall not be altered or repaired within forty-eight hours after such requirement or if the Applicant shall neglect or refuse to remove the said works or things within 30 days after notice

to remove the same shall have been delivered or posted as mentioned in paragraph 17 of this agreement, then and in any such case the Region may cause the required work to be done either by its own servants or by some other person and the cost of any such work may be recovered by the Region as set out in paragraph 2 of this agreement.

12. This agreement may be terminated at any time by the Region or the Applicant for any reason after the delivery to the other of written notice of its intention to terminate at least thirty days prior to such termination.

13. Within 30 days of the delivery by the Applicant to the Region of notice of its intention to terminate this agreement or upon receipt of such notice from the Region, the applicant shall remove the said works and restore that part of the road allowance occupied by the works in a condition acceptable to the Commissioner. If the Applicant defaults to perform such work of removal and restoration, then the Region may perform the same and recover its costs as set out in paragraph 2 and/or by such legal action as it deems necessary.

14. The Applicant shall observe and comply with all parliamentary and legislative enactments and with all by-laws and regulations of the Region or the City of Hamilton (Area Municipality) and all notices, orders and demands given by the Region through its Commissioner respecting the subject lands and the works thereon.

15. This Agreement is subject to all rights now or that may hereafter be vested in the Region, the City of Hamilton (Area Municipality) or in any gas, telephone, telegraph, electric light, or other utility Company, in respect of the care and improvement of the streets, the construction, repair, replacement or removal of sewers, mains, culverts, drains, water or gas pipes or the placing of poles or wires (herein called "services"), therein.

The Region expressly reserves to itself the right to construct services or permit services to be constructed therein. The Applicant shall not be entitled to any damages by reason of the exercise of the Region's rights contained in this paragraph and the Applicant shall at his own expense carry out such alteration of the works as the Regional Authority may direct.

16. No length of time or of enjoyment by the Applicant shall enure to give any right, title or interest to the Applicant or his successors in title, in the subject lands or to maintain the said works on, under, across or above (as the case may be) the said road allowance or shall deprive the Region by the operation of any limitation period or otherwise of any right to require the removal thereof the restoration of the road allowance.

17. Any notice to be given to the Region shall be delivered or posted by prepaid mail addressed to:

The Regional Clerk
The Regional Municipality of Hamilton-Wentworth
119 King Street West, 15th Floor, P.O. Box 910
Hamilton, Ontario
L8P 4T9

or such other addresses as may hereinafter be assigned.

Any notice to be given to the Applicant shall be delivered or posted by prepaid mail addressed to the Applicant at:

Marie Angela O'Leary, Michael Gerald Chappell
and Melanie Anne Chappell
170 Florence Avenue/102 Dundurn Street North
HAMILTON, Ontario L8R 1X1

18. The word "Applicant" in this agreement means the Applicant named herein including the person in possession of the property set out in Schedule "A" attached hereto, it being agreed that this Agreement shall be binding upon the heirs, executors, administrators, successors, tenants, lessees, and assigns of the Applicant.

19. This Agreement is to be read with all the changes made necessary by the gender, number or corporate status of the Applicant herein.

IN WITNESS WHEREOF The Regional Municipality of Hamilton-Wentworth has hereunto affixed its corporate seal attested by the hands of its duly authorized officials in that behalf;

AND IN WITNESS WHEREOF, the Applicant has hereunto, _____
set his hand and seal;

SIGNED, SEALED AND DELIVERED

in the Presence of

.....
.....

APPLICANT:

Marie O'Leary
Marie Angela O'Leary

Michael Gerald Chappell
Michael Gerald Chappell

Melanie Anne Chappell
Melanie Anne Chappell

THE REGIONAL MUNICIPALITY OF
HAMILTON-WENTWORTH

Approved:

Approved
as to form
Regional
Solicitor

Chairman

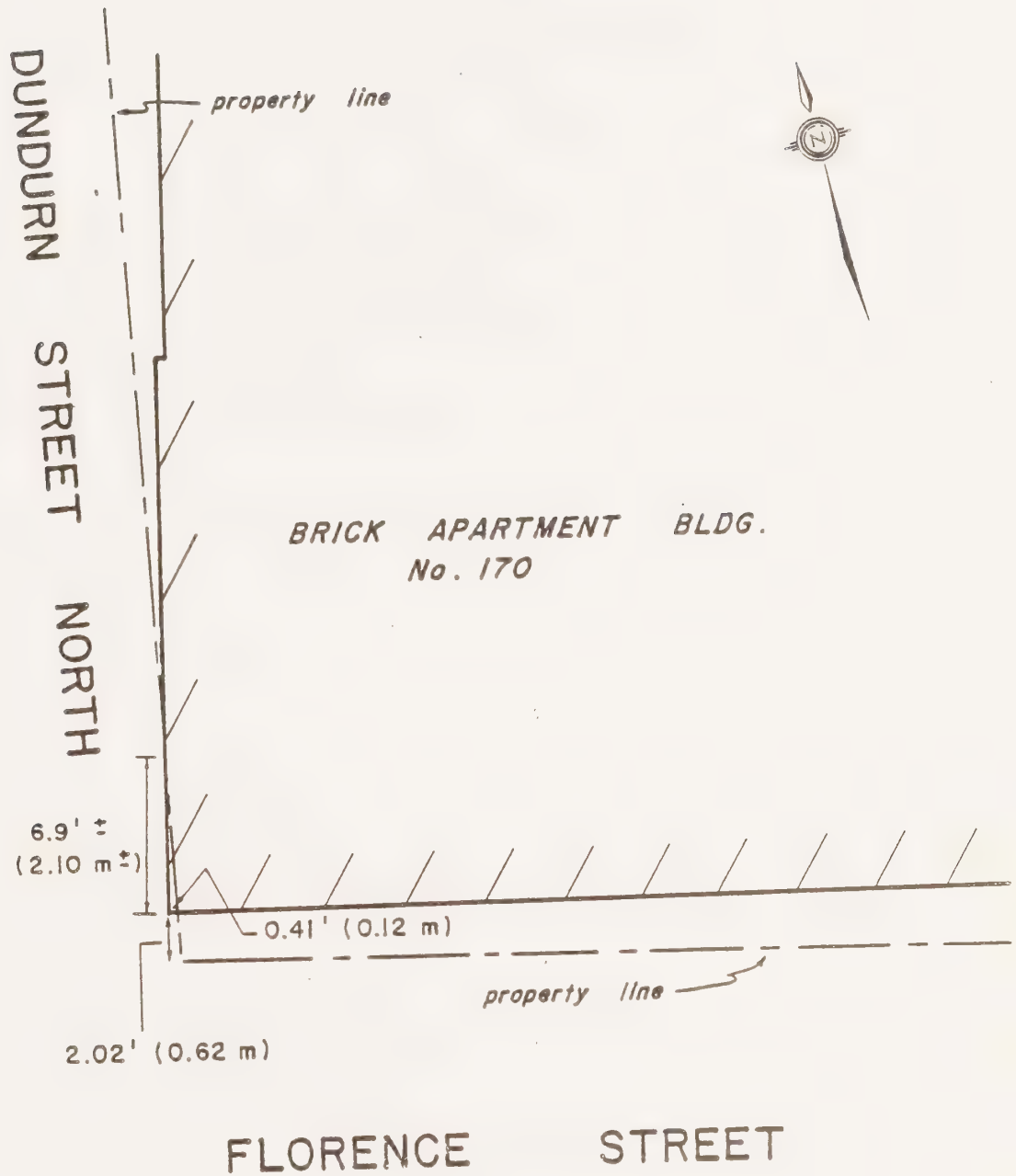
Commissioner of Finance

Clerk

APPROVED
DEPARTMENT OF ENGINEERING

April 1987

SCHEDULE "B"
SKETCH OF "WORKS"



NOTE: THIS IS NOT A PLAN OF SURVEY

SCHEDULE "A"

DESCRIPTION OF LANDS

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth and being composed of part of lots Numbers Twenty-nine and Thirty at the north east corner of Florence and Dundurn Streets in Sir Allan McNab's Survey more particularly described as follows:

COMMENCING at a point at the intersection of Dundurn and Florence Streets;

THENCE northerly along the east side of Dundurn Street forty feet;

THENCE easterly parallel to Florence Street seventy-two feet to an existing fence;

THENCE southerly along the said fence and parallel to Dundurn Street forty feet to a point on the north limit of Florence Street;

THENCE westerly along said limit of Florence Street to the place of beginning.

As previously described in instrument number 377869 C.D.

DATED: January 18th

19 88

THE REGIONAL MUNICIPALITY OF
HAMILTON-WENTWORTH

- to -

MARIE ANGELA O'LEARY,
MICHAEL GERALD CHAPPELL and
MELANIE ANNE CHAPPELL

TWO PARTY
ENCROACHMENT
ADDRESS:

R. M. Plant, Q.C.
Regional Solicitor
The Regional Municipality of
Hamilton-Wentworth
119 King Street West
Hamilton, Ontario

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-087

BEING A BY-LAW TO LEVY AGAINST THE AREA MUNICIPALITIES OF THE REGION SUMS OF MONEY REQUIRED FOR THE YEAR 1988 FOR GENERAL, LIBRARY, STORM SEWERS AND TRANSIT PURPOSES OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH.

INTRODUCTION

WHEREAS, the Regional Municipality of Hamilton-Wentworth act, Subsection 100(1), as amended, provides that the Regional Council shall in each year prepare and adopt estimates of all sums required during the year for the purposes of the Regional Corporation, including the sums required by law to be provided by the Regional Council for any local board of the Regional Corporation, and

WHEREAS, the Regional Council, at its meeting of the fifteenth of March, 1988, adopted the report of the Finance and Personnel Committee which provided that the 1988 Current Budget expenditures, excluding the Wentworth Library Board, be approved, and

WHEREAS, the Regional Council at its meeting of nineteenth of April, 1988, adopted the report of the Finance and Personnel Committee which provided that the 1988 Wentworth Library Board expenditures be approved to form the 1988 Current Budget as shown on Schedule "A", attached hereto, and

WHEREAS, The Regional Municipality of Hamilton-Wentworth Act, Subsections 101(1)(a)(b), as amended, provides that Council of the Regional Corporation in each year shall levy against the area municipalities of the Region a sum of money sufficient to pay for its estimated current annual expenditures and debts falling due within the year 1988 and to provide for sinking funds and principal and interest payments or sinking fund requirements for the debenture debt of the area municipalities for which the Regional Corporation is liable, and

GENERAL LEVY

WHEREAS, The Regional Municipality of Hamilton-Wentworth Act, Section 101, as amended, provides that the Council shall direct the portion of the sums of money required by it pursuant thereto, to be levied against each area municipality in the proportion that the whole rateable property in each area municipality bears to the whole rateable property in the Regional area according to the last revised Assessment Roll, as returned, discounted and equalized by the Ministry of Revenue pursuant to Section 101(4)(5), as amended, of the Regional Municipality of Hamilton-Wentworth Act, and

WHEREAS, Subsection 149(3), as amended, of The Region of Hamilton-Wentworth Act provides for the prescribing use of waste disposal sites, and

WHEREAS, the Regional Corporation by By-law R81-1 proceedings of its Council meeting dated October of the Finance Committee Report recommending that municipalities be charged a user fee based upon the waste disposed, subject to each area municipality, and this fee will form part of the Regional Levy for solid waste of the net cost to be levied based upon equalized asses.

WHEREAS, the Councils of each area municipality did agree to of levying costs of the solid waste disposal system, and

WHEREAS, the estimated sums of money required to be levied for the general purposes of the Regional Corporation for 1988, exclusive of the charges for library services, storm sewer and transit purposes, and after allowance for Provincial grants, is as set forth in column 4 of Schedule "B", attached hereto, and

LIBRARY LEVY

WHEREAS, the monies required to be levied for library purposes is as set forth in column 5 of Schedule "B", attached hereto, which amount, pursuant to Order in Council No. 146/74, is to be apportioned among the area municipalities of the Town of Ancaster, the City of Stoney Creek, the Town of Flamborough and the Township of Glanbrook in the proportion that the whole of the rateable property in each said area municipality bears to the whole of the rateable property of the said area municipalities pursuant to the last revised Assessment roll, as returned, discounted and equalized by the Ministry of Revenue, and

STORM SEWER LEVY

WHEREAS, the Regional Corporation by By-law 5-74 did confirm the proceedings of its Council meeting dated February 5, 1974, which adopted Item 8 of the Second Report of the Engineering Services Committee recommending the approval of the Report on the initial assumption, operating and financing of Regional roads, water, sewage, storm sewer, and solid waste disposal works, which provided for expenditures for storm sewers in the City of Hamilton to be paid by the taxpayers in the City, and

WHEREAS, The Regional Municipality of Hamilton-Wentworth Act, Subsections 97(4) and (13), as amended, provides for the Regional Corporation to require the Corporation of the City of Hamilton to collect sums of money required for storm sewer purposes by general rate without the approval of the Ontario Municipal Board, and

WHEREAS, the sum as set forth in column 6 of Schedule "B", attached hereto, is required for storm sewer purposes in the City of Hamilton, and

TRANSIT LEVY

WHEREAS, Subsection 54(1), as amended, of The Regional Municipality of Hamilton-Wentworth Act provides for the levy on the area municipalities within the Urban Transit Area, the sums required to meet the deficit arising out of the operation of the Regional Public Transportation System in the Urban Transit Area, and

WHEREAS, Subsection 53(1), as amended, of the Regional Municipality of Hamilton-Wentworth Act provides for the City of Hamilton to be established as the Urban Transit Area, and

WHEREAS, the Minister has not altered the Urban Transit Area, and

WHEREAS, The Regional Municipality of Hamilton-Wentworth has, therefore, determined that a deficit, as set forth in column 7 of Schedule "B" attached hereto, will be incurred in the Urban Transit Area after allowing for Provincial subsidies, and

INTERIM LEVY

WHEREAS, an interim levy, pursuant to Subsection 103(1) of the Regional Municipality of Hamilton-Wentworth Act, against each area municipality authorized by Regional By-law No. R88-005, as shown in column 9 of Schedule "B", has been credited to each such area municipality, resulting in a net total levy against each area municipality in the amount set out in column 10 of Schedule "B", attached hereto.

NOW, THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. It is hereby directed that the portion of the sum of four million, two hundred and one thousand, four hundred and sixty dollars (\$4,201,460), for the provision of a solid waste disposal system, as shown in column 3 of Schedule "B", attached hereto, be levied against each area municipality as shown in Column 1 of Schedule "B", for the year 1988.
2. It is hereby directed that the portions of the sum of eighty-seven million, two hundred and three thousand, eight hundred and seventy dollars (\$87,203,870), be levied against each area municipality as shown in column 1 of Schedule "B", for the year 1988, in the respective amounts as shown in column 2 of Schedule "B", attached hereto.
3. It is hereby directed that the sum of one million, four hundred and thirteen thousand, one hundred and ninety-seven dollar (\$1,413,197), be levied against the area municipalities of the Town of Ancaster, the Town of Flamborough, the Township of Glanbrook and the City of Stoney Creek, as shown in column 1 of Schedule "B", for library services for the year 1988 in the respective amounts as shown in column 5 of Schedule "B" attached hereto.

4. It is hereby directed that the sum of four million, one hundred and fifty-five thousand, seven hundred and thirty dollars (\$4,155,730), for the operation and maintenance of the storm sewer system, including principal and interest payments on debentures, for the year 1988, as shown in column 6 of Schedule "B", attached hereto, be levied against the rateable property and business assessment within the City of Hamilton only, and the area municipality of the City of Hamilton is required to collect this sum by means of a general rate on City property.
5. It is hereby directed that the sum of nine million, five hundred and ninety-one thousand, seven hundred and forty-three dollars (\$9,591,743), for the provision of transit services in the Urban Transit Area for the year 1988, as shown in column 7 of Schedule "B", attached hereto, be levied against the rateable property and business assessment within the City of Hamilton only, and the area municipality of the City of Hamilton is required to collect this sum by means of a general rate on City property.
6. It is hereby directed that the sums of money levied against the area municipalities as an interim levy under By-law No. R88-005, as shown in column 9 of Schedule "B", attached hereto in the amount of forty-nine million, two hundred and fourteen thousand, seven hundred and sixty dollars (\$49,214,760), be deducted from the totals levied against the said area municipalities for the year 1988, as shown in column 8 of Schedule "B", attached hereto, resulting in a final levy against each area municipality, as shown in column 10 of Schedule "B", attached hereto.
7. The Treasurer of each area municipality, shown in column 1 of Schedule "B", attached hereto, shall pay to the Treasurer of the Regional Corporation, the sums of money levied hereunder against each area municipality as shown in column 10 of Schedule "B", attached hereto, in five equal installments due and payable on the 15th days of July, August, September, October and November in the year 1988.
8. In the event that any of the said area municipalities fail to make any payment as provided for in Section 6 of this By-law, interest on the sums of money due and payable at a rate per annum equivalent to that which would have been charged to the Region at the prime rate of the Region's Banker, not to exceed 15% shall be added thereto until payment with interest is made.
9. Schedules "A" and "B", attached to this By-law, form part of this By-law.

Read a First, Second and Third Time and Finally Passed and Enacted this 19th day of April 1988.

Approved
as to form
one
Regional
Solicitor

Ann Sloan
A/ CHAIRMAN

Michael
CLERK

1988 OPERATING BUDGET
SUMMARY OF GROSS AND NET EXPENDITURES

	1988 GROSS BUDGET (\$)	1988 NET BUDGET (\$)
<u>CURRENT EXPENDITURE</u>		
GENERAL GOVERNMENT	12,010,500	8,210,920
PROTECTION TO PERSONS	51,540,933	50,791,953
TRANSPORTATION	72,875,485	23,000,928
ENVIRONMENTAL	85,339,698	19,383,930
HEALTH	13,370,181	4,047,820
SOCIAL & FAMILY	77,355,550	18,500,815
RECREATIONAL & CULTURAL	4,480,040	3,885,557
PLANNING & DEVELOPMENT	5,830,760	3,983,010
CONTINGENCY	1,000,000	1,000,000
TOTAL EXPENDITURE	<u>323,803,147</u>	<u>132,804,933</u>
 <u>CURRENT REVENUE</u>		
REGIONAL LEVIES		
GENERAL	91,405,330	91,405,330
TRANSIT	9,591,743	9,591,743
STORM SEWER	4,155,730	4,155,730
LIBRARY	1,413,197	1,413,197
	<u>106,566,000</u>	<u>106,566,000</u>
 GOVERNMENT GRANTS		
UNCONDITIONAL	27,951,978	24,724,933
CONDITIONAL	83,264,189	---
	<u>111,216,167</u>	<u>24,724,933</u>
 REVENUE FROM USERS		
WATER RATES	19,800,000	---
SEWER RATES	21,490,000	---
FARES, FEES & SERVICE CHARGES	56,388,690	---
BILLINGS TO AREA MUNICIPALITIES	5,142,113	---
	<u>102,820,803</u>	<u>0</u>
 OTHER REVENUE SOURCES		
TRANSFER FROM RESERVES	1,686,177	
PREVIOUS YEAR'S SURPLUS	1,514,000	1,514,000
	<u>3,200,177</u>	<u>1,514,000</u>
 TOTAL REVENUE	<u>323,803,147</u>	<u>132,804,933</u>

REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
1988 REGIONAL LEVY SUMMARY

(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)
AREA MUNICIPALITY	NET GENERAL LEVY	SOLID WASTE LEVY	GENERAL LEVY	LIBRARY LEVY	STORM SEWER LEVY	TRANSIT LEVY	TOTAL LEVY	LEVIED UNDER BY-LAW 88-005	LEVIED UNDER THIS BY-LAW
	\$	\$	\$	\$	\$	\$	\$	\$	\$
ANCASTER	3,878,828	202,332	4,081,160	266,091	0	0	4,347,251	1,919,313	2,427,938
DUNDAS	3,298,922	184,593	3,483,515	0	0	0	3,483,515	1,670,425	1,813,090
FLAMBOROUGH	5,480,763	247,909	5,728,672	376,023	0	0	6,104,695	2,789,774	3,314,921
GLANBROOK	1,821,689	87,819	1,909,508	124,997	0	0	2,034,505	954,548	1,079,957
HAMILTON	63,306,522	3,093,737	66,400,259	0	4,155,730	9,591,743	80,147,732	37,160,697	42,987,035
STONEY CREEK	9,417,146	385,070	9,802,216	646,086	0	0	10,448,302	4,720,003	5,728,299
	87,203,870	4,201,460	91,405,330	1,413,197	4,155,730	9,591,743	106,566,000	49,214,760	57,351,240

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-088

Bill No. 1272

THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. The Action of the Council at its meeting held on the 19th day of April in respect of each recommendation contained in the Reports of its Committees.

<u>NAME</u>	<u>NO.</u>
Economic Development and Planning Committee	7-88 as amended
Engineering Services Committee	7-88
Engineering Services Committee	8-88 as amended
Engineering Services Committee	9-88
Finance and Personnel Committee	5-88 as amended
Health and Social Services Committee	5-88 as amended
Information Systems Committee	1-88
Transportation Services Committee	4-88

and Regional Officials

<u>NAME</u>	<u>NO.</u>
Chairman's Report	7-88

considered by Council at the said meeting, and in respect of each motion, resolution and other action passed and taken by the Council at its said meetings, is, except where prior approval of the Ontario Municipal Board is required, hereby adopted, ratified and confirmed.

2. The Chairman of the Council and the proper officials of the Regional Municipality are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and, except where otherwise provided, the Chairman, the Clerk and the Treasurer are hereby directed to execute all documents necessary in that behalf, and the Clerk is hereby authorized and directed to affix the Corporate Seal of the Regional Corporation to all such documents.

READ A FIRST, SECOND AND THIRD TIME and Finally Passed and Enacted this 19th day of April 1988.

A/Regional Chairman

Ken Smith

Regional Clerk

Phoebe

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTHBY-LAW NO. By-law R88-089BY-LAW NO. R76-144 TO REGULATE TRAFFIC

WHEREAS Section 36(1) of the Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980 CH. 437 as amended, confers upon the Regional Municipality of Hamilton-Wentworth, with respect to the roads in the Regional Road System and the regulation of traffic thereon, all the powers conferred upon the council or corporation of a city by the Municipal Act, the Highway Traffic Act and any other Act with respect to highways; and

WHEREAS Section 210(117) of the Municipal Act, R.S.O. 1980, Chapter 302, as amended, confers upon the councils of the local municipalities the power to pass by-laws for regulating traffic on highways subject to the Highway Traffic Act; and

WHEREAS Section 315(7) of the said Municipal Act confers upon the councils of all municipalities the power to pass by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic; and

WHEREAS it is deemed advisable that the regulations pertaining to traffic on certain highways under the jurisdiction of the Regional Municipality of Hamilton-Wentworth be amended;

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. Schedule 15 (No U-Turns at Intersections) of By-law R76-144 To Regulate Traffic passed and enacted on the 7th day of September 1976 is hereby amended by adding thereto the following item, namely:-

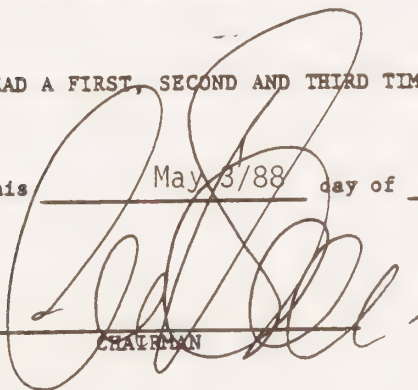
"Dundurn	Northbound	median opening opposite	Anytime".
	and southbound	northerly driveway from	
		Super Carnival	

2. In all other respects, By-law R76-144 and Schedules thereto area hereby confirmed, unchanged.

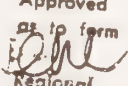
3. This By-law shall come into force and take effect on the date of its passing and enactment.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED AND ENACTED

this May 3/88 day of May 3/ 1988.


CHAIRMAN


CLERK

Approved
as to form

Regional
Solicitor

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. By-law R88-090

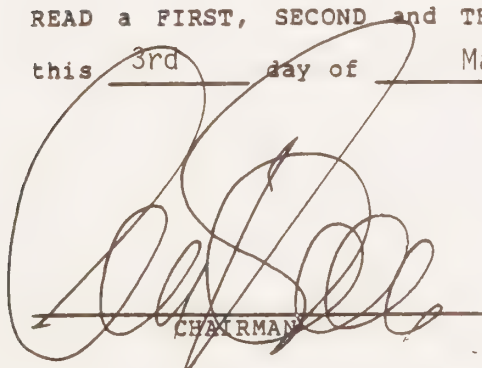
To Permit the Erection and Maintenance of
Objects upon a Regional Road

WHEREAS Section 309(3) of the Municipal Act, R.S.O. 1980, Chapter 302, as amended, provides that the Council of every municipality may pass by-laws for permitting any person to place, construct, install, maintain, and use objects in, on, under or over highways under such conditions as may be agreed upon for prescribing the terms and conditions upon which the same are to be placed, constructed, installed, maintained, or used, and for making such annual or other charge for the privilege conferred by the by-law as it considers reasonable,

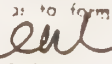
NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. The Applicant, McGivney Community Homes Inc., residing at 301 Cannon Street East, and being the Owner of the said premises, is hereby granted the privilege of maintaining the existing building encroachment upon the highway allowance of Cannon Street East upon the terms and conditions contained in the agreement hereto as Schedule I.
2. The Regional Chairman, Regional Clerk and Regional Treasurer are hereby authorized to sign and execute all necessary documents to implement this By-law.
3. Schedule I attached to this By-law is included in and shall be considered part of this By-law.
4. This By-law shall come into force and take effect on the date of its passing and enactment.

READ a FIRST, SECOND and THIRD TIME and FINALLY PASSED and ENACTED
this 3rd day of May, 1988.


CHAIRMAN


CLERK

Approved
as to form

Regional
Solicitor

Document General
Form 4 — Land Registration Reform Act, 1984

D

FOR OFFICE USE ONLY	(1) Registry ☒ Land Titles ☐	(2) Page 1 of _____ pages
	(3) Property Identifier(s) _____ Block _____ Property _____	Additional: See Schedule ☐
	(4) Nature of Document Encroachment Agreement	
	(5) Consideration See Attached Schedule Dollars \$ 1.00	
	(6) Description See Attached Schedule "A"	
New Property Identifiers _____	Additional: See Schedule ☐	
Executions _____	Additional: See Schedule ☐	
(7) This Document Contains _____		(a) Redescription New Easement Plan/Sketch ☐
		(b) Schedule for: Description ☐ Additional Parties ☐ Other ☐
(8) This Document provides as follows: See Attached Schedule "1"		
Continued on Schedule ☐		
(9) This Document relates to instrument number(s) _____		
(10) Party(ies) (Set out Status or Interest)		
Name(s)	Signature(s)	Date of Signature Y M D
THE REGIONAL MUNICIPALITY OF	CHAIRMAN	
HAMILTON-WENTWORTH	REGIONAL CLERK	
	COMMISSIONER OF FINANCE	
(11) Address for Service P.O. Box 910, 119 King St. W., Hamilton, Ontario L8N 3V9		
(12) Party(ies) (Set out Status or Interest)		
Name(s)	Signature(s)	Date of Signature Y M D
McGIVNEY COMMUNITY HOMES INC.	<i>[Signature]</i> per: Michael Vande Wiel President	1988 03 25
	<i>[Signature]</i> per: W Patric Mackesy Secretary	1988 03 25
(13) Address for Service P.O. Box 5171, Station "E", Hamilton, Ontario, L8S 4L3		
(14) Municipal Address of Property 301 Cannon St. East HAMILTON, Ontario L8L 2B7	(15) Document Prepared by: The Regional Municipality of Hamilton-Wentworth Engineering Department 71 Main St. W. Hamilton, Ontario L8N 3T4	FOR OFFICE USE ONLY
		Fees and Tax
		Registration Fee
		Total

Schedule "1"

THIS AGREEMENT made this 3rd day of February 1987

B E T W E E N:

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH,
Hereinafter called "the Region" of the First Part,

- and -

McGIVNEY COMMUNITY HOMES INC.

Hereinafter called "the Applicant" of the Second Part.

WHEREAS the Applicant is the registered owner of the property known municipally as 301 Cannon St. East in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, more particularly described in Schedule "A" attached hereto;

AND WHEREAS Section 309(3) of the Municipal Act, R.S.O. 1980, Chapter 302, as amended, provides that the Council of every municipality may pass by-laws for permitting any person to place, construct, install, maintain, and use objects in, on, under, or over highways under such conditions as may be agreed upon;

AND WHEREAS the Regional Municipality of Hamilton-Wentworth did by By-law # on the day of 19 approve the privilege hereinafter permitted to the Applicant, which application for privilege was presented at the meeting of the Council on the said date as Item in a Report to the Regional Council of the Engineering Services Committee.

NOW THEREFORE the parties hereby covenant and agree as follows:

1. That the Applicant, being the owner of the premises at 301 Cannon St. E., Hamilton (more particularly described in Schedule "A" attached hereto), may during the pleasure of Regional Council retain the encroachment of:

(i) concrete porch (0.30m x 2.27m)

(hereinafter referred to collectively as "the works")
Onto the road allowance of Cannon St. East as shown on a sketch attached hereto as Schedule "B", but so as not to interfere with the free and safe passage of persons and vehicles using the said road allowance.

2. All fees, costs, and expenses due and payable by the applicant to the Region, or paid or incurred by the Region under this agreement may in the event of default of such payment be recovered by the Region by distraint or lawsuit and the Region may in addition, thereupon terminate the agreement as provided in paragraph 12.

3. The sum of \$105.00 shall be due payable in advance to the Region immediately after the date of approval of the privilege at the Meeting of the said Regional Council.

4. The Applicant shall pay to the Region yearly and every year during the currency of this agreement the annual sum or fee of \$ NIL or as may be determined by By-law from time to time in advance on the 1st day of January in each year, with the exception of the first payment which shall be made upon execution of this agreement.

5. The Applicant shall and does hereby at all times covenant to indemnify and save harmless the Region from and against all actions, causes of action, interest, claims, demands, costs, damages, expenses, or loss which the Region may bear, suffer or be put to by reason of any damage to property or injury or death to any person as a result of the privilege herein allowed to the Applicant. At the time of the execution of this agreement, the Applicant shall deliver to the Region an endorsement from its general liability insurance policy confirming that the Region has been named as an additional insured for third party bodily injury and property damage arising out of the granting of this agreement to a limit of \$500,000. This policy shall be kept in force, by the Applicant during the term of this agreement. Upon written request of the Region, the Applicant shall forthwith deliver to the Region endorsements for the aforesaid policy current for that year.

6. The Applicant acknowledges that he is liable to pay all taxes, charges, duties, rates, levies, and business taxes assessed in respect to the occupation or use of the road allowance abutting the lands described in Schedule "A", the works herein allowed to the Applicant on, over, or under the said road allowance, arising pursuant to the Assessment Act. R.S.O. 1980, chapter 31 as amended, and to the Local Improvement Act. R.S.O. 1980 chapter 250 as amended, as and when the same become due and payable.

7. In no case whatsoever shall compensation be payable to the Applicant for improvements (if any) to the road allowance.

8. The Applicant shall at all times keep and maintain the works in a good and proper state of repair and safety.

9. Only the works herein authorized may be erected by the Applicant.

10. The design, construction, and location of the said works, shall be previously approved by the Commissioner of Engineering hereinafter referred to as the Commissioner, and shall be erected and maintained in all respects by the Applicant to the approval of the Commissioner, but the fact that the Commissioner shall have been satisfied with the design, location and construction shall in no way discharge or modify any liability or obligation of the applicant that may arise from this agreement.

11. If on the erection of the said works any act or thing shall be contrary to the order or direction of the Commissioner or if any act or thing shall be done of which the Commissioner shall disapprove or if in the opinion of the Commissioner the Applicant shall fail to maintain the said works in a safe condition, the Commissioner shall verbally or in writing require the Applicant to alter or repair the same and if same shall not be altered or repaired within forty-eight hours after such requirement or if the Applicant shall neglect or refuse to remove the said works or things within 30 days after notice

to remove the same shall have been delivered or posted as mentioned in paragraph 17 of this agreement, then and in any such case the Region may cause the required work to be done either by its own servants or by some other person and the cost of any such work may be recovered by the Region as set out in paragraph 2 of this agreement.

12. This agreement may be terminated at any time by the Region or the Applicant for any reason after the delivery to the other of written notice of its intention to terminate at least thirty days prior to such termination.

13. Within 30 days of the delivery by the Applicant to the Region of notice of its intention to terminate this agreement or upon receipt of such notice from the Region, the applicant shall remove the said works and restore that part of the road allowance occupied by the works in a condition acceptable to the Commissioner. If the Applicant defaults to perform such work of removal and restoration, then the Region may perform the same and recover its costs as set out in paragraph 2 and/or by such legal action as it deems necessary.

14. The Applicant shall observe and comply with all parliamentary and legislative enactments and with all by-laws and regulations of the Region or the City of Hamilton (Area Municipality) and all notices, orders and demands given by the Region through its Commissioner respecting the subject lands and the works thereon.

15. This Agreement is subject to all rights now or that may hereafter be vested in the Region, the City of Hamilton (Area Municipality) or in any gas, telephone, telegraph, electric light, or other utility Company, in respect of the care and improvement of the streets, the construction, repair, replacement or removal of sewers, mains, culverts, drains, water or gas pipes or the placing of poles or wires (herein called "services"), therein.

The Region expressly reserves to itself the right to construct services or permit services to be constructed therein. The Applicant shall not be entitled to any damages by reason of the exercise of the Region's rights contained in this paragraph and the Applicant shall at his own expense carry out such alteration of the works as the Regional Authority may direct.

16. No length of time or of enjoyment by the Applicant shall enure to give any right, title or interest to the Applicant or his successors in title, in the subject lands or to maintain the said works on, under, across or above (as the case may be) the said road allowance or shall deprive the Region by the operation of any limitation period or otherwise of any right to require the removal thereof the restoration of the road allowance.

17. Any notice to be given to the Region shall be delivered or posted by prepaid mail addressed to:

The Regional Clerk
The Regional Municipality of Hamilton-Wentworth
119 King Street West, 15th Floor, P.O. Box 910
Hamilton, Ontario
L8P 4T9

or such other addresses as may hereinafter be assigned.

Any notice to be given to the Applicant shall be delivered or posted by prepaid mail addressed to the Applicant at:

P.O. Box 5171, Station "E"

Hamilton, Ontario, L8S 4L3

18. The word "Applicant" in this agreement means the Applicant named herein including the person in possession of the property set out in Schedule "A" attached hereto, it being agreed that this Agreement shall be binding upon the heirs, executors, administrators, successors, tenants, lessees, and assigns of the Applicant.

19. This Agreement is to be read with all the changes made necessary by the gender, number or corporate status of the Applicant herein.

IN WITNESS WHEREOF The Regional Municipality of Hamilton-Wentworth has hereunto affixed its corporate seal attested by the hands of its duly authorized officials in that behalf;

AND IN WITNESS WHEREOF, the Applicant has hereunto, has affixed its corporate seal under the signatures of its duly authorized officers in that behalf

SIGNED, SEALED AND DELIVERED)

in the Presence of

Sharon McLaughlin

Sharon McLaughlin

APPLICANT:

McGivney Community Homes Inc.

Per:

Michael Vande Wiel

Michael Vande Wiel

President

W Patric Mackesy

Per: W Patric Mackesy

Secretary

THE REGIONAL MUNICIPALITY OF
HAMILTON-WENTWORTH

Approved:

Chairman

Commissioner of Finance

Clerk

APPROVED
DEPARTMENT OF ENGINEERING

April 1987

DESCRIPTION OF LANDS

COMMENCING at the southwest angle of sid Lot 20;

THENCE easterly along the northerly margin of said Lot 20,
twenty-five feet;

THENCE westerly along Cannon Street twenty-five feet (25') to the place of beginning as in instrument number 236902 C.D.

USCRIPT 12.12.5 REFLISTENHOLE

DATED:

19

THE REGIONAL MUNICIPALITY OF

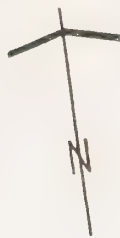
HAMILTON-WENTWORTH

- to -

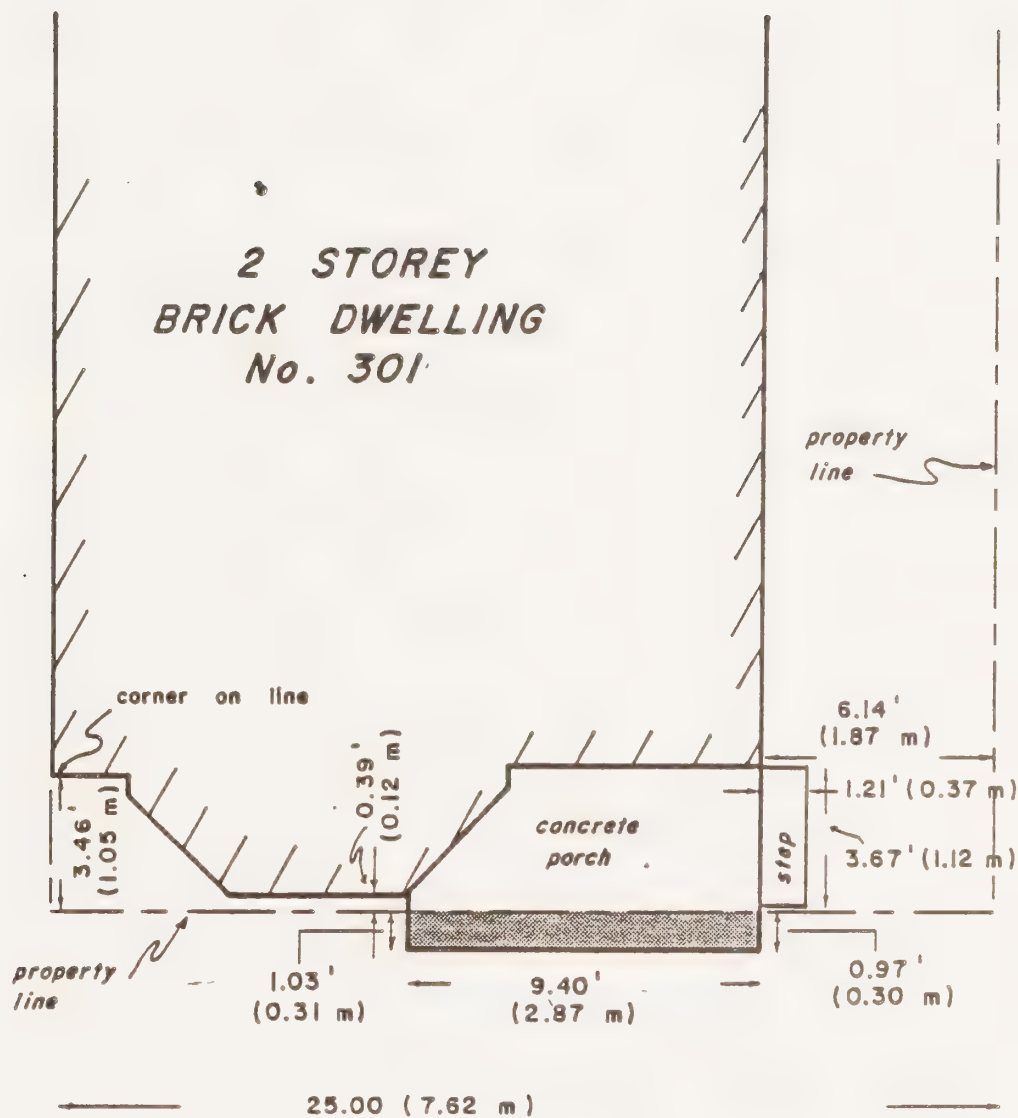
McGIVNEY COMMUNITY HOMES INC.

TWO PARTY
ENCROACHMENT
ADDRESS:

R. M. Plant, Q.C.
Regional Solicitor
The Regional Municipality of
Hamilton-Wentworth
119 King Street West
Hamilton, Ontario



SCHEDULE "B"
SKETCH OF "WORKS"



CANNON STREET EAST

* NOTE : THIS IS NOT A PLAN OF SURVEY

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. By-law R88-091

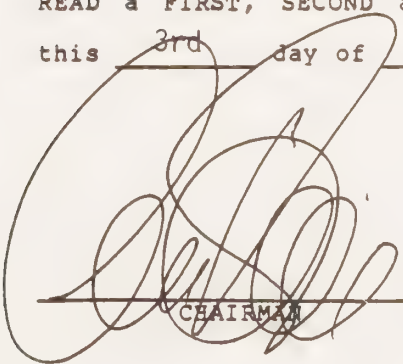
To Permit the Erection and Maintenance of
Objects upon a Regional Road

WHEREAS Section 309(3) of the Municipal Act, R.S.O. 1980, Chapter 302, as amended, provides that the Council of every municipality may pass by-laws for permitting any person to place, construct, install, maintain, and use objects in, on, under or over highways under such conditions as may be agreed upon for prescribing the terms and conditions upon which the same are to be placed, constructed, installed, maintained, or used, and for making such annual or other charge for the privilege conferred by the by-law as it considers reasonable,

NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. The Applicant, McGivney Community Homes Inc., residing at 45 Wentworth Street North, and being the Owner of the said premises, is hereby granted the privilege of maintaining the existing building encroachment upon the highway allowance of Wentworth Street North upon the terms and conditions contained in the agreement hereto as Schedule I.
2. The Regional Chairman, Regional Clerk and Regional Treasurer are hereby authorized to sign and execute all necessary documents to implement this By-law.
3. Schedule I attached to this By-law is included in and shall be considered part of this By-law.
4. This By-law shall come into force and take effect on the date of its passing and enactment.

READ a FIRST, SECOND and THIRD TIME and FINALLY PASSED and ENACTED
this 3rd day of May, 1988.


CHAIRMAN
CLERK

Approved
as to form

Regional
Solicitor



Province
of
Ontario

Document General

Form 4 — Land Registration Reform Act, 1984

D

FOR OFFICE USE ONLY

	(1) Registry ☒ Land Titles ☐	(2) Page 1 of _____ pages
	(3) Property Identifier(s) _____ Block _____ Property _____	Additional See Schedule ☐
	(4) Nature of Document Encroachment Agreement	
	(5) Consideration See Attached Schedule Dollars \$1.00	
	(6) Description See Attached Schedule "A"	
	(7) This Document Contains: (a) Redescription New Easement Plan/Sketch ☐ (b) Schedule for: Description ☒ Additional Parties ☐ Other ☒	
New Property Identifiers _____ Additional See Schedule ☐		
Executions _____ Additional See Schedule ☐		

(8) This Document provides as follows:

See Attached Schedule "1"

Continued on Schedule ☐

(9) This Document relates to instrument number(s) _____

(10) Party(ies) (Set out Status or Interest)

Name(s)

Signature(s)

Date of Signature
Y M D

THE REGIONAL MUNICIPALITY OF
HAMILTON-WENTWORTH

CHAIRMAN

REGIONAL CLERK

COMMISSIONER OF FINANCE

(11) Address
for Service

P.O. Box 910, 119 King St. W., Hamilton, Ontario L8N 3V9

(12) Party(ies) (Set out Status or Interest)

Name(s)

Signature(s)

Date of Signature
Y M D

McGIVNEY COMMUNITY HOMES INC.

per: Michael Vande Wiel
President

Per: W Patric Mackesy
Secretary

1988 03 28

1988 03 28

(13) Address
for Service

c/o P.O. Box 5171, Station "E", Hamilton, Ontario, L8S 4L3

(14) Municipal Address of Property
45 Wentworth St. North
HAMILTON, Ontario
L8L 5V3

(15) Document Prepared by:

The Regional Municipality
of Hamilton-Wentworth
Engineering Department
71 Main St. W.
Hamilton, Ontario
L8N 3T4

FOR OFFICE USE ONLY

Fees and Tax

Registration Fee

Total

Schedule "1"

THIS AGREEMENT made this 3rd day of February 1988

B E T W E E N:

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH,
Hereinafter called "the Region" of the First Part,

- and -

McGivney Community Homes Inc.

Hereinafter called "the Applicant" of the Second Part.

WHEREAS the Applicant is the registered owner of the property known municipally as 45 Wentworth St. North in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, more particularly described in Schedule "A" attached hereto;

AND WHEREAS Section 309(3) of the Municipal Act, R.S.O. 1980, Chapter 302, as amended, provides that the Council of every municipality may pass by-laws for permitting any person to place, construct, install, maintain, and use objects in, on, under, or over highways under such conditions as may be agreed upon;

AND WHEREAS the Regional Municipality of Hamilton-Wentworth did by By-law # on the day of 19 approve the privilege hereinafter permitted to the Applicant, which application for privilege was presented at the meeting of the Council on the said date as Item in a Report to the Regional Council of the Engineering Services Committee.

NOW THEREFORE the parties hereby covenant and agree as follows:

1. That the Applicant, being the owner of the premises at 45 Wentworth Street North, Hamilton (more particularly described in Schedule "A" attached hereto), may during the pleasure of Regional Council retain the encroachment of:

(i) Wooden Steps (0.37mx 0.91m)

(hereinafter referred to collectively as "the works")

Onto the road allowance of Wentworth Street North, as shown on a sketch attached hereto as Schedule "B", but so as not to interfere with the free and safe passage of persons and vehicles using the said road allowance.

2. All fees, costs, and expenses due and payable by the applicant to the Region, or paid or incurred by the Region under this agreement may in the event of default of such payment be recovered by the Region by distraint or lawsuit and the Region may in addition, thereupon terminate the agreement as provided in paragraph 12.

3. The sum of \$105.00 shall be due payable in advance to the Region immediately after the date of approval of the privilege at the Meeting of the said Regional Council.

4. The Applicant shall pay to the Region yearly and every year during the currency of this agreement the annual sum or fee of \$ -NIL- or as may be determined by By-law from time to time in advance on the 1st day of January in each year, with the exception of the first payment which shall be made upon execution of this agreement.

5. The Applicant shall and does hereby at all times covenant to indemnify and save harmless the Region from and against all actions, causes of action, interest, claims, demands, costs, damages, expenses, or loss which the Region may bear, suffer or be put to by reason of any damage to, property or injury or death to any person as a result of the privilege herein allowed to the Applicant. At the time of the execution of this agreement, the Applicant shall deliver to the Region an endorsement from its general liability insurance policy confirming that the Region has been named as an additional insured for third party bodily injury and property damage arising out of the granting of this agreement to a limit of \$500,000. This policy shall be kept in force, by the Applicant during the term of this agreement. Upon written request of the Region, the Applicant shall forthwith deliver to the Region endorsements for the aforesaid policy current for that year.

6. The Applicant acknowledges that he is liable to pay all taxes, charges, duties, rates, levies, and business taxes assessed in respect to the occupation or use of the road allowance abutting the lands described in Schedule "A", the works herein allowed to the Applicant on, over, or under the said road allowance, arising pursuant to the Assessment Act. R.S.O. 1980, chapter 31 as amended, and to the Local Improvement Act. R.S.O. 1980 chapter 250 as amended, as and when the same become due and payable.

7. In no case whatsoever shall compensation be payable to the Applicant for improvements (if any) to the road allowance.

8. The Applicant shall at all times keep and maintain the works in a good and proper state of repair and safety.

9. Only the works herein authorized may be erected by the Applicant.

10. The design, construction, and location of the said works, shall be previously approved by the Commissioner of Engineering hereinafter referred to as the Commissioner, and shall be erected and maintained in all respects by the Applicant to the approval of the Commissioner, but the fact that the Commissioner shall have been satisfied with the design, location and construction shall in no way discharge or modify any liability or obligation of the applicant that may arise from this agreement.

11. If on the erection of the said works any act or thing shall be contrary to the order or direction of the Commissioner or if any act or thing shall be done of which the Commissioner shall disapprove or if in the opinion of the Commissioner the Applicant shall fail to maintain the said works in a safe condition, the Commissioner shall verbally or in writing require the Applicant to alter or repair the same and if same shall not be altered or repaired within forty-eight hours after such requirement or if the Applicant shall neglect or refuse to remove the said works or things within 30 days after notice

to remove the same shall have been delivered or posted as mentioned in paragraph 17 of this agreement, then and in any such case the Region may cause the required work to be done either by its own servants or by some other person and the cost of any such work may be recovered by the Region as set out in paragraph 2 of this agreement.

12. This agreement may be terminated at any time by the Region or the Applicant for any reason after the delivery to the other of written notice of its intention to terminate at least thirty days prior to such termination.

13. Within 30 days of the delivery by the Applicant to the Region of notice of its intention to terminate this agreement or upon receipt of such notice from the Region, the applicant shall remove the said works and restore that part of the road allowance occupied by the works in a condition acceptable to the Commissioner. If the Applicant defaults to perform such work of removal and restoration, then the Region may perform the same and recover its costs as set out in paragraph 2 and/or by such legal action as it deems necessary.

14. The Applicant shall observe and comply with all parliamentary and legislative enactments and with all by-laws and regulations of the Region or the City of Hamilton (Area Municipality) and all notices, orders and demands given by the Region through its Commissioner respecting the subject lands and the works thereon.

15. This Agreement is subject to all rights now or that may hereafter be vested in the Region, the City of Hamilton (Area Municipality) or in any gas, telephone, telegraph, electric light, or other utility Company, in respect of the care and improvement of the streets, the construction, repair, replacement or removal of sewers, mains, culverts, drains, water or gas pipes or the placing of poles or wires (herein called "services"), therein.

The Region expressly reserves to itself the right to construct services or permit services to be constructed therein. The Applicant shall not be entitled to any damages by reason of the exercise of the Region's rights contained in this paragraph and the Applicant shall at his own expense carry out such alteration of the works as the Regional Authority may direct.

16. No length of time or of enjoyment by the Applicant shall enure to give any right, title or interest to the Applicant or his successors in title, in the subject lands or to maintain the said works on, under, across or above (as the case may be) the said road allowance or shall deprive the Region by the operation of any limitation period or otherwise of any right to require the removal thereof the restoration of the road allowance.

17. Any notice to be given to the Region shall be delivered or posted by prepaid mail addressed to:

The Regional Clerk
The Regional Municipality of Hamilton-Wentworth
119 King Street West, 15th Floor, P.O. Box 910
Hamilton, Ontario
L8P 4T9

or such other addresses as may hereinafter be assigned.

Any notice to be given to the Applicant shall be delivered or posted by prepaid mail addressed to the Applicant at:

P.O. Box 5171, Station "E"
Hamilton, Ontario, L8S 4L3

18. The word "Applicant" in this agreement means the Applicant named herein including the person in possession of the property set out in Schedule "A" attached hereto, it being agreed that this Agreement shall be binding upon the heirs, executors, administrators, successors, tenants, lessees, and assigns of the Applicant.

19. This Agreement is to be read with all the changes made necessary by the gender, number or corporate status of the Applicant herein.

IN WITNESS WHEREOF The Regional Municipality of Hamilton-Wentworth has hereunto affixed its corporate seal attested by the hands of its duly authorized officials in that behalf;

AND IN WITNESS WHEREOF, the Applicant has hereunto, has affixed its corporate seal under the signatures of its duly authorized officers in that behalf

SIGNED, SEALED AND DELIVERED)

in the Presence of

Barlene McNaught

Barlene McNaught

APPLICANT:

McGIVNEY COMMUNITY HOMES INC.

Per:

Michael Vande Wiel
Michael Vande Wiel
President

W. Patric Mackesy
Per: W Patric Mackesy
Secretary

THE REGIONAL MUNICIPALITY OF
HAMILTON-WENTWORTH

[Signature]
Chairman

Approved:

Commissioner of Finance

Clerk

APPROVED
DEPARTMENT OF ENGINEERING

April 1987

SCHEDULE "A"

DESCRIPTION OF LANDS

Part of Lots 57 and 58, Plan 43, in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth and more particularly described as follows:

COMMENCING at a point on the easterly limit of said Lot Number 57, being also the westerly limit of Wentworth Street, measured sixty-five feet (65') northerly along said westerly limit of Wentworth Street from the intersection of the westerly limit of Wentworth Street with the northerly limit of Nightingale Street;

THENCE westerly and parallel to the northerly limits of said Lot Numbers 57 and 58 seventy feet (70') to a point;

THENCE southerly and parallel with Wentworth Street, twenty-three feet (23') to a point;

THENCE easterly and parallel with the said northerly limit of said Lot Numbers 57 and 58, seventy feet (70') to a point on the westerly limit of Wentworth Street measured twenty-three feet (23') southerly from the point of commencement;

THENCE northerly twenty-three feet (23') to the place of beginning. On the above described parcel of land is erected dwelling house now known as City Number 45 Wentworth Street North, Hamilton, Ontario as in instrument number 194822 C.D.

NOTES RECORDED
A. Z.

DATED: _____

19

THE REGIONAL MUNICIPALITY OF
HAMILTON-WENTWORTH

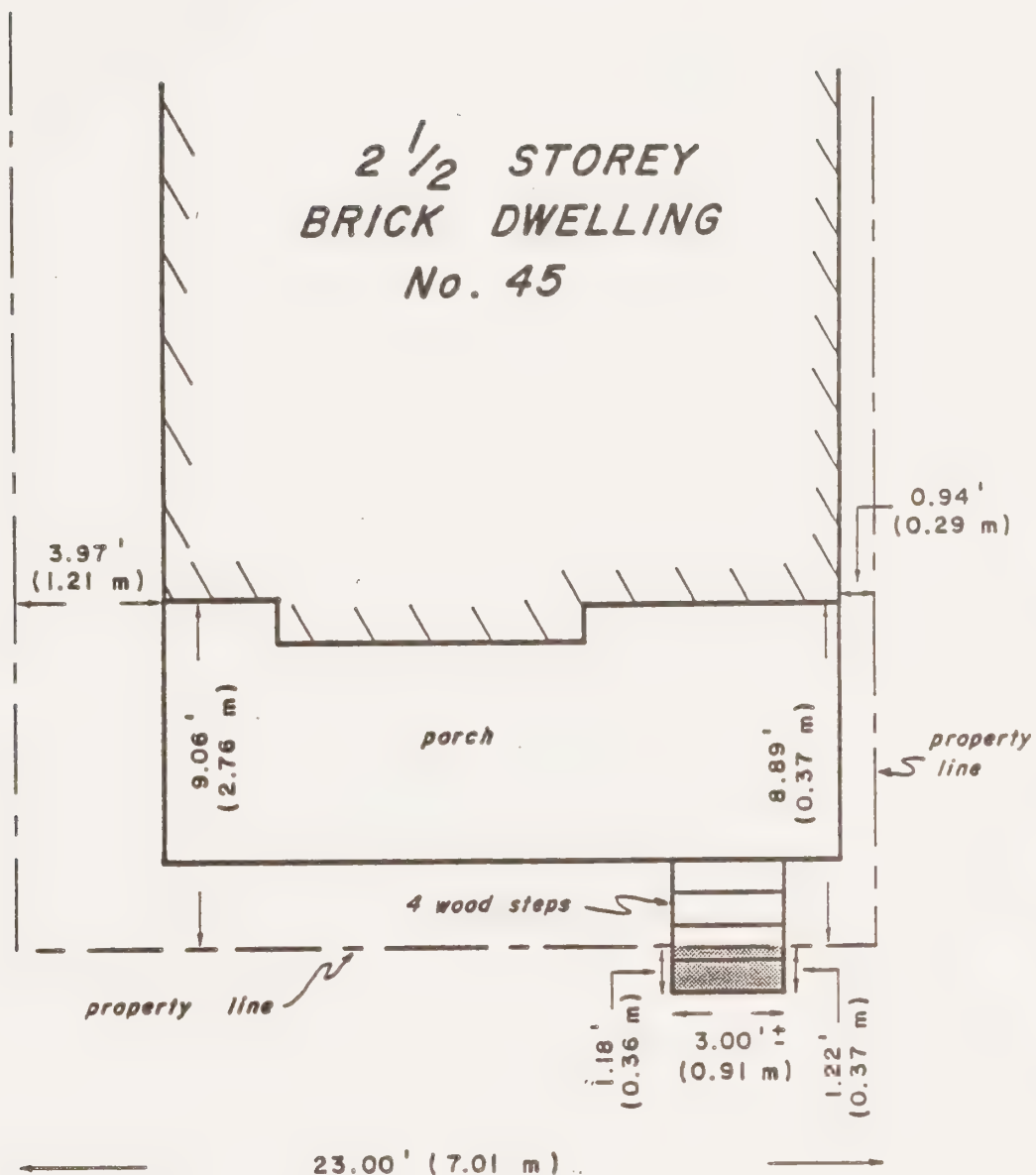
- to -

McGIVNEY COMMUNITY HOMES INC.

TWO PARTY
ENCROACHMENT
ADDRESS:

R. M. Plant, Q.C.
Regional Solicitor
The Regional Municipality of
Hamilton-Wentworth
119 King Street West
Hamilton, Ontario

SCHEDULE "B"
SKETCH OF "WORKS"



WENTWORTH STREET NORTH

* NOTE : THIS IS NOT A PLAN OF SURVEY

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

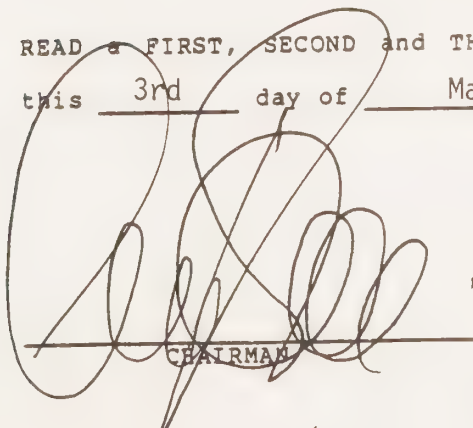
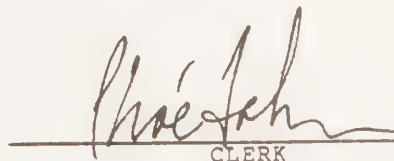
BY-LAW NO. R88-092To Permit the Erection and Maintenance of
Objects upon a Regional Road

WHEREAS Section 309(3) of the Municipal Act, R.S.O. 1980, Chapter 302, as amended, provides that the Council of every municipality may pass by-laws for permitting any person to place, construct, install, maintain, and use objects in, on, under or over highways under such conditions as may be agreed upon for prescribing the terms and conditions upon which the same are to be placed, constructed, installed, maintained, or used, and for making such annual or other charge for the privilege conferred by the by-law as it considers reasonable,

NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. The Applicant, McGivney Community Homes Inc., residing at 303 Cannon Street East, and being the Owner of the said premises, is hereby granted the privilege of maintaining the existing building encroachment upon the highway allowance of Cannon Street East upon the terms and conditions contained in the agreement hereto as Schedule I.
2. The Regional Chairman, Regional Clerk and Regional Treasurer are hereby authorized to sign and execute all necessary documents to implement this By-law.
3. Schedule I attached to this By-law is included in and shall be considered part of this By-law.
4. This By-law shall come into force and take effect on the date of its passing and enactment.

READ a FIRST, SECOND and THIRD TIME and FINALLY PASSED and ENACTED
this 3rd day of May, 1988.


CHAIRMAN
CLERK

Approved
as to form

Regional
Solicitor



Form 4 — Land Registration Reform Act, 1994

D

FOR OFFICE USE ONLY =

THIS AGREEMENT made this 3rd day of February 1988
B E T W E E N:

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH,
Hereinafter called "the Region" of the First Part,

- and -

McGIVNEY COMMUNITY HOMES INC.

Hereinafter called "the Applicant" of the Second Part.

WHEREAS the Applicant is the registered owner of the property known municipally as 303 Cannon St. East in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, more particularly described in Schedule "A" attached hereto;

AND WHEREAS Section 309(3) of the Municipal Act, R.S.O. 1980, Chapter 302, as amended, provides that the Council of every municipality may pass by-laws for permitting any person to place, construct, install, maintain, and use objects in, on, under, or over highways under such conditions as may be agreed upon;

AND WHEREAS the Regional Municipality of Hamilton-Wentworth did by By-law # on the day of 19 approve the privilege hereinafter permitted to the Applicant, which application for privilege was presented at the meeting of the Council on the said date as Item in a Report to the Regional Council of the Engineering Services Committee.

NOW THEREFORE the parties hereby covenant and agree as follows:

1. That the Applicant, being the owner of the premises at 262 Cannon Street East, Hamilton (more particularly described in Schedule "A" attached hereto), may during the pleasure of Regional Council retain the encroachment of:

- (i) Open Concrete Porch & Steps (0.67m x 3.62m)

(hereinafter referred to collectively as "the works")

Onto the road allowance of Cannon Street East, as shown on a sketch attached hereto as Schedule "B", but so as not to interfere with the free and safe passage of persons and vehicles using the said road allowance.

2. All fees, costs, and expenses due and payable by the applicant to the Region, or paid or incurred by the Region under this agreement may in the event of default of such payment be recovered by the Region by distraint or lawsuit and the Region may in addition, thereupon terminate the agreement as provided in paragraph 12.

3. The sum of \$105.00 shall be due payable in advance to the Region immediately after the date of approval of the privilege at the Meeting of the said Regional Council.

4. The Applicant shall pay to the Region yearly and every year during the currency of this agreement the annual sum or fee of \$ -NIL- or as may be determined by By-law from time to time in advance on the 1st day of January in each year, with the exception of the first payment which shall be made upon execution of this agreement.

5. The Applicant shall and does hereby at all times covenant to indemnify and save harmless the Region from and against all actions, causes of action, interest, claims, demands, costs, damages, expenses, or loss which the Region may bear, suffer or be put to by reason of any damage to property or injury or death to any person as a result of the privilege herein allowed to the Applicant. At the time of the execution of this agreement, the Applicant shall deliver to the Region an endorsement from its general liability insurance policy confirming that the Region has been named as an additional insured for third party bodily injury and property damage arising out of the granting of this agreement to a limit of \$500,000. This policy shall be kept in force, by the Applicant during the term of this agreement. Upon written request of the Region, the Applicant shall forthwith deliver to the Region endorsements for the aforesaid policy current for that year.

6. The Applicant acknowledges that he is liable to pay all taxes, charges, duties, rates, levies, and business taxes assessed in respect to the occupation or use of the road allowance abutting the lands described in Schedule "A", the works herein allowed to the Applicant on, over, or under the said road allowance, arising pursuant to the Assessment Act. R.S.O. 1980, chapter 31 as amended, and to the Local Improvement Act. R.S.O. 1980 chapter 250 as amended, as and when the same become due and payable.

7. In no case whatsoever shall compensation be payable to the Applicant for improvements (if any) to the road allowance.

8. The Applicant shall at all times keep and maintain the works in a good and proper state of repair and safety.

9. Only the works herein authorized may be erected by the Applicant.

10. The design, construction, and location of the said works, shall be previously approved by the Commissioner of Engineering hereinafter referred to as the Commissioner, and shall be erected and maintained in all respects by the Applicant to the approval of the Commissioner, but the fact that the Commissioner shall have been satisfied with the design, location and construction shall in no way discharge or modify any liability or obligation of the applicant that may arise from this agreement.

11. If on the erection of the said works any act or thing shall be contrary to the order or direction of the Commissioner or if any act or thing shall be done of which the Commissioner shall disapprove or if in the opinion of the Commissioner the Applicant shall fail to maintain the said works in a safe condition, the Commissioner shall verbally or in writing require the Applicant to alter or repair the same and if same shall not be altered or repaired within forty-eight hours after such requirement or if the Applicant shall neglect or refuse to remove the said works or things within 30 days after notice

to remove the same shall have been delivered or posted as mentioned in paragraph 17 of this agreement, then and in any such case the Region may cause the required work to be done either by its own servants or by some other person and the cost of any such work may be recovered by the Region as set out in paragraph 2 of this agreement.

12. This agreement may be terminated at any time by the Region or the Applicant for any reason after the delivery to the other of written notice of its intention to terminate at least thirty days prior to such termination.

13. Within 30 days of the delivery by the Applicant to the Region of notice of its intention to terminate this agreement or upon receipt of such notice from the Region, the applicant shall remove the said works and restore that part of the road allowance occupied by the works in a condition acceptable to the Commissioner. If the Applicant defaults to perform such work of removal and restoration, then the Region may perform the same and recover its costs as set out in paragraph 2 and/or by such legal action as it deems necessary.

14. The Applicant shall observe and comply with all parliamentary and legislative enactments and with all by-laws and regulations of the Region or the City of Hamilton (Area Municipality) and all notices, orders and demands given by the Region through its Commissioner respecting the subject lands and the works thereon.

15. This Agreement is subject to all rights now or that may hereafter be vested in the Region, the City of Hamilton (Area Municipality) or in any gas, telephone, telegraph, electric light, or other utility Company, in respect of the care and improvement of the streets, the construction, repair, replacement or removal of sewers, mains, culverts, drains, water or gas pipes or the placing of poles or wires (herein called "services"), therein.

The Region expressly reserves to itself the right to construct services or permit services to be constructed therein. The Applicant shall not be entitled to any damages by reason of the exercise of the Region's rights contained in this paragraph and the Applicant shall at his own expense carry out such alteration of the works as the Regional Authority may direct.

16. No length of time or of enjoyment by the Applicant shall enure to give any right, title or interest to the Applicant or his successors in title, in the subject lands or to maintain the said works on, under, across or above (as the case may be) the said road allowance or shall deprive the Region by the operation of any limitation period or otherwise of any right to require the removal thereof the restoration of the road allowance.

17. Any notice to be given to the Region shall be delivered or posted by prepaid mail addressed to:

The Regional Clerk
The Regional Municipality of Hamilton-Wentworth
119 King Street West, 15th Floor, P.O. Box 910
Hamilton, Ontario
L8P 4T9

or such other addresses as may hereinafter be assigned.

Any notice to be given to the Applicant shall be delivered or posted by prepaid mail addressed to the Applicant at:

P.O. Box 5171, Station "E"
Hamilton, Ontario, L8S 4L3

18. The word "Applicant" in this agreement means the Applicant named herein including the person in possession of the property set out in Schedule "A" attached hereto, it being agreed that this Agreement shall be binding upon the heirs, executors, administrators, successors, tenants, lessees, and assigns of the Applicant.

19. This Agreement is to be read with all the changes made necessary by the gender, number or corporate status of the Applicant herein.

IN WITNESS WHEREOF The Regional Municipality of Hamilton-Wentworth has hereunto affixed its corporate seal attested by the hands of its duly authorized officials in that behalf;

AND IN WITNESS WHEREOF, the Applicant has hereunto, has
affixed
~~its corporate seal under the signatures of its duly~~
authorized officers in that behalf

SIGNED, SEALED AND DELIVERED)	APPLICANT:
in the Presence of)	McGivney Community Homes Inc.
<i>Barlene McQuinn</i>)	Per: <i>[Signature]</i>
<i>Barlene McQuinn</i>)	Michael Vande Wiel
)	President
)	<i>W Patric Mackesy</i>
)	Per: W Patric Mackesy
)	Secretary

THE REGIONAL MUNICIPALITY OF
HAMILTON-WENTWORTH

Approved:

Chairman

Commissioner of Finance

Clerk

APPROVED
DEPARTMENT OF ENGINEERING

April 1987

SCHEDULE "A"

DESCRIPTION OF LANDS

Parts of Lots 19 and 20, Plan 4, in the City of Hamilton, Regional Municipality of Hamilton-Wentworth which may be more particularly described as follows:

COMMENCING at a stake planted in the northern limit of Cannon Street distant seventy-three feet (73') measured westerly along the said northern limit of Cannon Street from the southeastern angle of said Lot 20;

THENCE northerly and parallel with the eastern limit of said Lot 20 sixty-three feet and one and one-half inches (63' 1½") to a point in the line of a present existing fence;

THENCE westerly and parallel with the northern limit of said Lot 20, being approximately along the line of the aforesaid present existing fence and along the northern face of the frame garage and the production westerly of the line thereof fifty feet (50') more or less to a point in the western limit of said Lot 19 aforesaid. The said point being distant sixty-three feet and one inch (63'-1") measured northerly along the western limits of Lots 20 and 19 from the northern limit of Cannon Street;

THENCE southerly along the western limit of Lot 19, ten feet and eight inches (10'-8") more or less to the northwestern angle of said Lot 20;

THENCE easterly along the northern limit of said Lot 20, twenty-five feet (25') more or less to a point which is distant twenty-five feet (25') measured westerly parallel with the northern limit of Cannon Street from the eastern limit of the herein described parcel of land;

THENCE southerly parallel with the eastern limit of said Lot 20, fifty-two feet and five and one-quarter inches (52'-5¼") more or less to a stake planted in the aforesaid northern limit of Cannon Street;

THENCE easterly along the northern limit of Cannon Street twenty-five feet (25') to the place of beginning

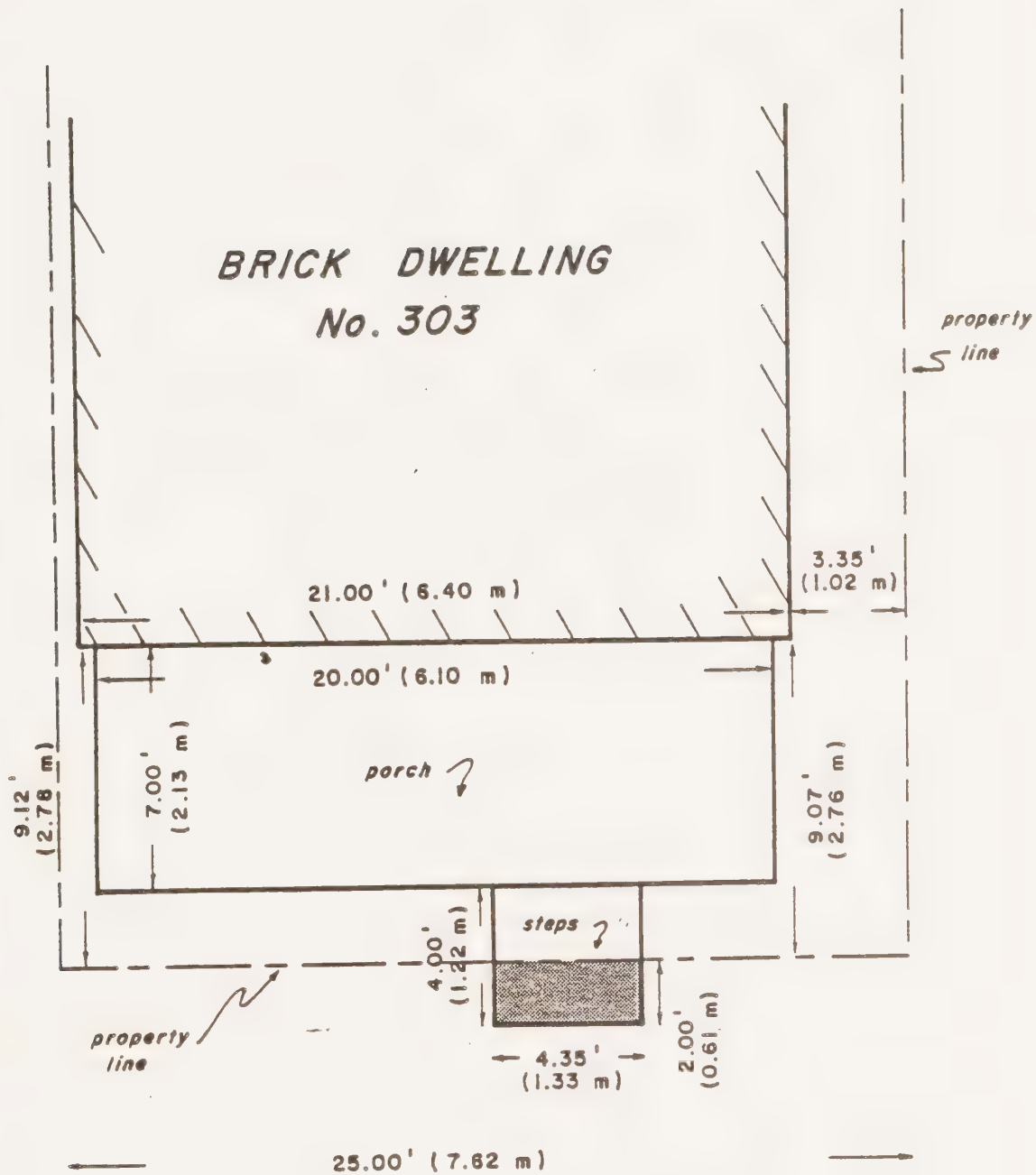
Upon the above described parcel of land is said to be erected brick dwelling known as Number 303 Cannon Street East

SUBJECT to the right to the owners of the property adjoining to the east to overhand the eaves of the dwelling thereon over the property hereby conveyed as they at present overhang.

As described in instrument number 291388 C.D.

RECORDED
97

SCHEDULE "B"
SKETCH OF "WORKS"



CANNON STREET EAST

* NOTE : THIS IS NOT A PLAN OF SURVEY

DATED:

19

THE REGIONAL MUNICIPALITY OF
HAMILTON-WENTWORTH

- to -

TWO PARTY
ENCROACHMENT
ADDRESS:

R. M. Plant, Q.C.
Regional Solicitor
The Regional Municipality of
Hamilton-Wentworth
119 King Street West
Hamilton, Ontario

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

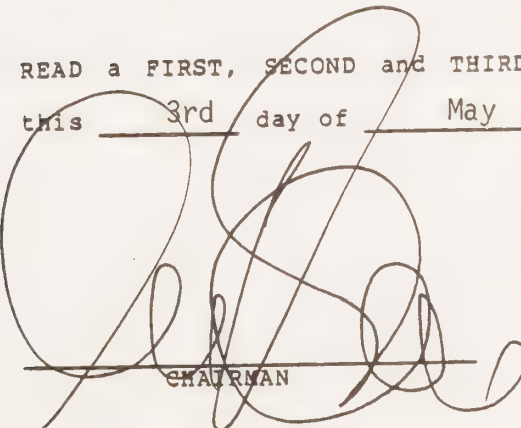
BY-LAW NO. R88-093To Permit the Erection and Maintenance of
Objects upon a Regional Road

WHEREAS Section 309(3) of the Municipal Act, R.S.O. 1980, Chapter 302, as amended, provides that the Council of every municipality may pass by-laws for permitting any person to place, construct, install, maintain, and use objects in, on, under or over highways under such conditions as may be agreed upon for prescribing the terms and conditions upon which the same are to be placed, constructed, installed, maintained, or used, and for making such annual or other charge for the privilege conferred by the by-law as it considers reasonable,

NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. The Applicant, McGivney Community Homes Inc., residing at 262 Cannon Street East, and being the Owner of the said premises, is hereby granted the privilege of maintaining the existing building encroachment upon the highway allowance of Cannon Street East upon the terms and conditions contained in the agreement hereto as Schedule I.
2. The Regional Chairman, Regional Clerk and Regional Treasurer are hereby authorized to sign and execute all necessary documents to implement this By-law.
3. Schedule I attached to this By-law is included in and shall be considered part of this By-law.
4. This By-law shall come into force and take effect on the date of its passing and enactment.

READ a FIRST, SECOND and THIRD TIME and FINALLY PASSED and ENACTED
this 3rd day of May, 1988.


CHAIRMAN
CLERK

Approved
as to form

Regional
Solicitor

FOR OFFICE USE ONLY	(1) Registry ☒ Land Titles ☐		(2) Page 1 of _____ pages	
	(3) Property Identifier(s) _____ Block _____ Property _____		Additional: See Schedule ☐	
	(4) Nature of Document Encorachment Agreement			
	(5) Consideration See attached Schedule Dollars \$1.00			
	(6) Description See Attached Schedule "A"			
New Property Identifiers _____		Additional: See Schedule ☐		
Executions _____		Additional: See Schedule ☐		
(7) This Document Contains _____		(a) Redescription New Easement Plan/Sketch ☐		(b) Schedule for: Description ☒ Additional Parties ☐ Other ☒
(8) This Document provides as follows: See Attached Schedule "1" Continued on Schedule ☐				
(9) This Document relates to instrument number(s) _____				
(10) Party(ies) (Set out Status or Interest)				
Name(s)		Signature(s)		Date of Signature Y M D
THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH		CHAIRMAN		
		REGIONAL CLERK		
		COMMISSIONER OF FINANCE		
(11) Address for Service P.O. Box 910, 119 King St. W., Hamilton, Ontario, L8V 3V9				
(12) Party(ies) (Set out Status or Interest)				
Name(s)		Signature(s)		Date of Signature Y M D
McGIVNEY COMMUNITY HOMES INC.		per: Michael Vande Wiel President		1985 03 28
		per: W Patric Mackesy Secretary		1985 03 28
(13) Address for Service P.O. Box 5171, Station "E", Hamilton, Ontario, L8S 4L3				
(14) Municipal Address of Property 262 Cannon Street East HAMILTON, Ontario L8L 2B5		(15) Document Prepared by: The Regional Municipality of Hamilton-Wentworth Engineering Department 71 Main Street West HAMILTON, Ontario L8N 3T4		Fees and Tax
				Registration Fee
				Total

Schedule "1"

THIS AGREEMENT made this 3rd day of February 1988

B E T W E E N:

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH,
Hereinafter called "the Region" of the First Part,

- and -

McGIVNEY COMMUNITY HOMES INC.

Hereinafter called "the Applicant" of the Second Part.

WHEREAS the Applicant is the registered owner of the property known municipally as 262 Cannon St. East in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, more particularly described in Schedule "A" attached hereto;

AND WHEREAS Section 309(3) of the Municipal Act, R.S.O. 1980, Chapter 302, as amended, provides that the Council of every municipality may pass by-laws for permitting any person to place, construct, install, maintain, and use objects in, on, under, or over highways under such conditions as may be agreed upon;

AND WHEREAS the Regional Municipality of Hamilton-Wentworth did by By-law # on the day of 19 approve the privilege hereinafter permitted to the Applicant, which application for privilege was presented at the meeting of the Council on the said date as Item in a Report to the Regional Council of the Engineering Services Committee.

NOW THEREFORE the parties hereby covenant and agree as follows:

1. That the Applicant, being the owner of the premises at 303 Cannon Street East, Hamilton (more particularly described in Schedule "A" attached hereto), may during the pleasure of Regional Council retain the encroachment of:

- (i) Wooden Steps (0.61m x 1.33m)

(hereinafter referred to collectively as "the works")

Onto the road allowance of Cannon Street East, as shown on a sketch attached hereto as Schedule "B", but so as not to interfere with the free and safe passage of persons and vehicles using the said road allowance.

2. All fees, costs, and expenses due and payable by the applicant to the Region, or paid or incurred by the Region under this agreement may in the event of default of such payment be recovered by the Region by distraint or lawsuit and the Region may in addition, thereupon terminate the agreement as provided in paragraph 12.

3. The sum of \$105.00 shall be due payable in advance to the Region immediately after the date of approval of the privilege at the Meeting of the said Regional Council.

4. The Applicant shall pay to the Region yearly and every year during the currency of this agreement the annual sum or fee of \$ -NIL- or as may be determined by By-law from time to time in advance on the 1st day of January in each year, with the exception of the first payment which shall be made upon execution of this agreement.

5. The Applicant shall and does hereby at all times covenant to indemnify and save harmless the Region from and against all actions, causes of action, interest, claims, demands, costs, damages, expenses, or loss which the Region may bear, suffer or be put to by reason of any damage to property or injury or death to any person as a result of the privilege herein allowed to the Applicant. At the time of the execution of this agreement, the Applicant shall deliver to the Region an endorsement from its general liability insurance policy confirming that the Region has been named as an additional insured for third party bodily injury and property damage arising out of the granting of this agreement to a limit of \$500,000. This policy shall be kept in force, by the Applicant during the term of this agreement. Upon written request of the Region, the Applicant shall forthwith deliver to the Region endorsements for the aforesaid policy current for that year.

6. The Applicant acknowledges that he is liable to pay all taxes, charges, duties, rates, levies, and business taxes assessed in respect to the occupation or use of the road allowance abutting the lands described in Schedule "A", the works herein allowed to the Applicant on, over, or under the said road allowance, arising pursuant to the Assessment Act. R.S.O. 1980, chapter 31 as amended, and to the Local Improvement Act. R.S.O. 1980 chapter 250 as amended, as and when the same become due and payable.

7. In no case whatsoever shall compensation be payable to the Applicant for improvements (if any) to the road allowance.

8. The Applicant shall at all times keep and maintain the works in a good and proper state of repair and safety.

9. Only the works herein authorized may be erected by the Applicant.

10. The design, construction, and location of the said works, shall be previously approved by the Commissioner of Engineering hereinafter referred to as the Commissioner, and shall be erected and maintained in all respects by the Applicant to the approval of the Commissioner, but the fact that the Commissioner shall have been satisfied with the design, location and construction shall in no way discharge or modify any liability or obligation of the applicant that may arise from this agreement.

11. If on the erection of the said works any act or thing shall be contrary to the order or direction of the Commissioner or if any act or thing shall be done of which the Commissioner shall disapprove or if in the opinion of the Commissioner the Applicant shall fail to maintain the said works in a safe condition, the Commissioner shall verbally or in writing require the Applicant to alter or repair the same and if same shall not be altered or repaired within forty-eight hours after such requirement or if the Applicant shall neglect or refuse to remove the said works or things within 30 days after notice

to remove the same shall have been delivered or posted as mentioned in paragraph 17 of this agreement, then and in any such case the Region may cause the required work to be done either by its own servants or by some other person and the cost of any such work may be recovered by the Region as set out in paragraph 2 of this agreement.

12. This agreement may be terminated at any time by the Region or the Applicant for any reason after the delivery to the other of written notice of its intention to terminate at least thirty days prior to such termination.

13. Within 30 days of the delivery by the Applicant to the Region of notice of its intention to terminate this agreement or upon receipt of such notice from the Region, the applicant shall remove the said works and restore that part of the road allowance occupied by the works in a condition acceptable to the Commissioner. If the Applicant defaults to perform such work of removal and restoration, then the Region may perform the same and recover its costs as set out in paragraph 2 and/or by such legal action as it deems necessary.

14. The Applicant shall observe and comply with all parliamentary and legislative enactments and with all by-laws and regulations of the Region or the City of Hamilton (Area Municipality) and all notices, orders and demands given by the Region through its Commissioner respecting the subject lands and the works thereon.

15. This Agreement is subject to all rights now or that may hereafter be vested in the Region, the City of Hamilton (Area Municipality) or in any gas, telephone, telegraph, electric light, or other utility Company, in respect of the care and improvement of the streets, the construction, repair, replacement or removal of sewers, mains, culverts, drains, water or gas pipes or the placing of poles or wires (herein called "services"), therein.

The Region expressly reserves to itself the right to construct services or permit services to be constructed therein. The Applicant shall not be entitled to any damages by reason of the exercise of the Region's rights contained in this paragraph and the Applicant shall at his own expense carry out such alteration of the works as the Regional Authority may direct.

16. No length of time or of enjoyment by the Applicant shall enure to give any right, title or interest to the Applicant or his successors in title, in the subject lands or to maintain the said works on, under, across or above (as the case may be) the said road allowance or shall deprive the Region by the operation of any limitation period or otherwise of any right to require the removal thereof the restoration of the road allowance.

17. Any notice to be given to the Region shall be delivered or posted by prepaid mail addressed to:

The Regional Clerk
The Regional Municipality of Hamilton-Wentworth
119 King Street West, 15th Floor, P.O. Box 910
Hamilton, Ontario
L8P 4T9

or such other addresses as may hereinafter be assigned.

Any notice to be given to the Applicant shall be delivered or posted by prepaid mail addressed to the Applicant at:

c/o P.O. Box 5171, Station "E"

HAMILTON, Ontario, L8S 4E3

18. The word "Applicant" in this agreement means the Applicant named herein including the person in possession of the property set out in Schedule "A" attached hereto, it being agreed that this Agreement shall be binding upon the heirs, executors, administrators, successors, tenants, lessees, and assigns of the Applicant.

19. This Agreement is to be read with all the changes made necessary by the gender, number or corporate status of the Applicant herein.

IN WITNESS WHEREOF The Regional Municipality of Hamilton-Wentworth has hereunto affixed its corporate seal attested by the hands of its duly authorized officials in that behalf;

AND IN WITNESS WHEREOF, the Applicant has hereunto, has affixed its corporate seal under the signatures of its duly authorized officers in that behalf

SIGNED, SEALED AND DELIVERED	)	APPLICANT:
	)	McGivney Community Homes Inc.
in the Presence of	)	Per: _____
<i>Barlene McQuinn</i>	)	<i>[Signature]</i>
.....	)	Michael Vande Wiel
	)	President
<i>Barlene McQuinn</i>	)	<i>W Patric Mackesy</i>
.....	)	Per: W Patric Mackesy
	)	Secretary

THE REGIONAL MUNICIPALITY OF
HAMILTON-WENTWORTH

Approved:

)	_____
)	Chairman
)	_____
)	Commissioner of Finance
)	_____
)	Clerk

APPROVED
DEPARTMENT OF ENGINEERING

April 1987

SCHEDULE "A"

DESCRIPTION OF LANDS

ALL AND SINGULAR that certain parcel or tract of land situate, lying and being in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth and being that part of Lot 31, more particularly described as follows:

COMMENCING at a point on the southerly side of Cannon Street as confirmed by Boundaries Act Plan BA-786 registered as number 400467 A.B. distant eighty feet six inches westerly from the north easterly angle of said Lot 31;

THENCE westerly along the south side of Cannon Street as confirmed by Boundaries Act BA-786 registered as instrument number 400467 A.B. twenty feet six inches to a point;

THENCE southerly and parallel to the easterly limit of said Lot 31 to the southerly limit thereof;

THENCE easterly along the southerly limit of said Lot, twenty feet six inches to a point;

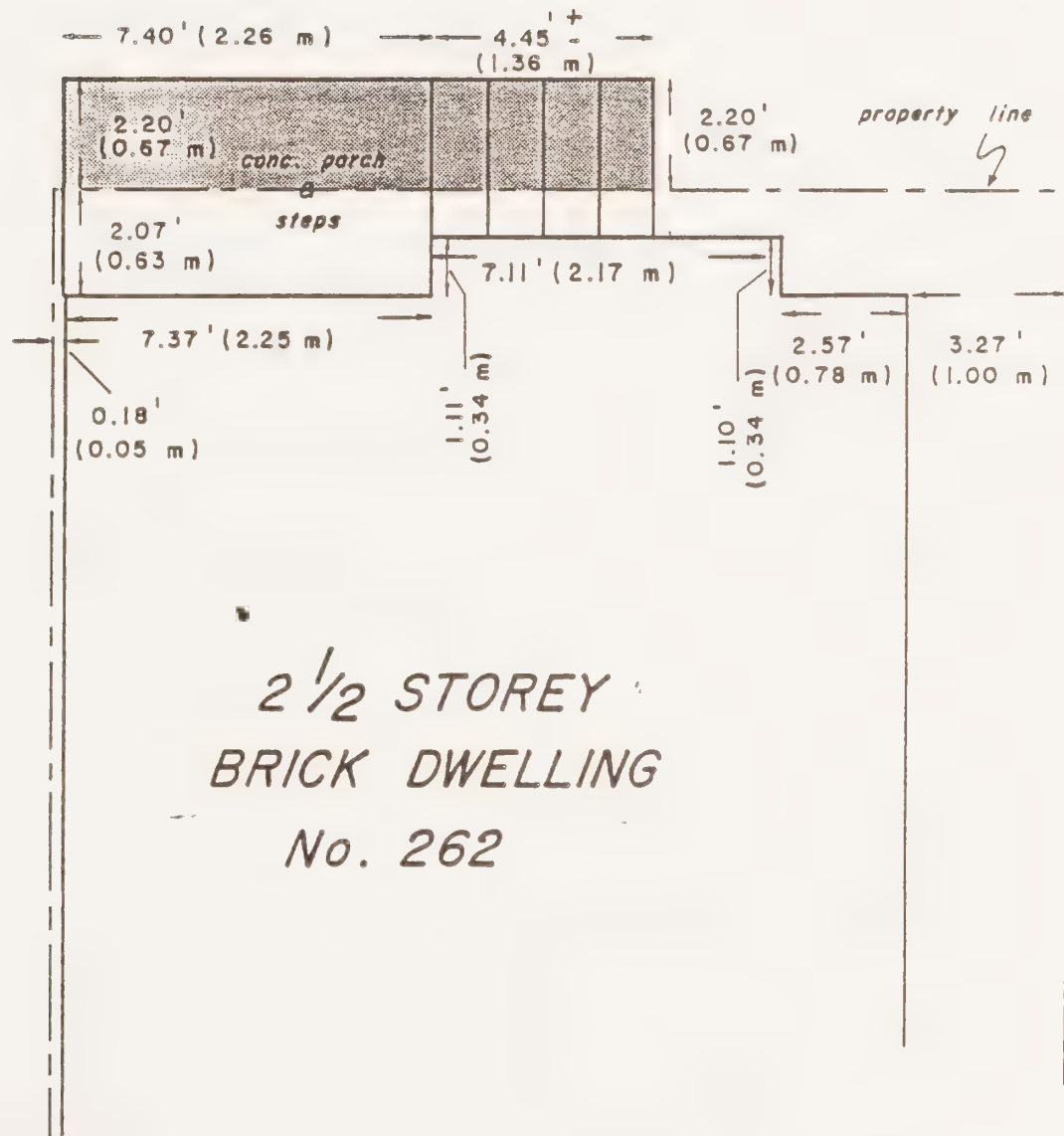
THENCE northerly and parallel to the easterly limit of Lot 31 to the place of beginning, as in instrument number 181956 H.L.

SCHEDULE "B"
SKETCH OF "WORKS"



CANNON STREET EAST

20.50' (6.25 m)



* NOTE : THIS IS NOT A PLAN OF SURVEY

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

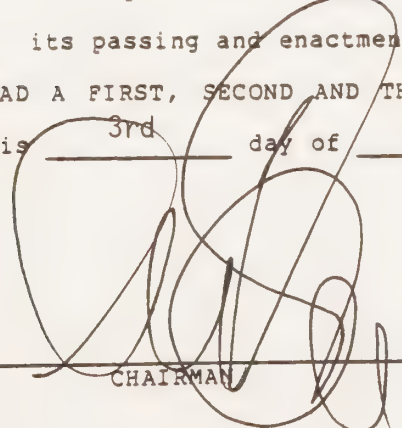
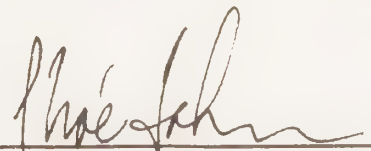
BY-LAW NO. R88-094To permit the Erection and Maintenance of
objects upon a Regional Road

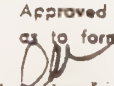
WHEREAS Section 309(3) of the Municipal Act, R.S.O. 1980, Chapter 302, as amended, provides that the Council of every municipality may pass by-laws for permitting any person to place, construct, install, maintain, and use objects in, on, under or over highways under such conditions as may be agreed upon for prescribing the terms and conditions upon which the same are to be placed, constructed, installed, maintained, or used, and for making such annual or other charge for the privilege conferred by the by-law as it considers reasonable.

NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. The Applicant(s), Homer Wiltshire residing at 540 Upper James Street, Hamilton, and being the Owner(s) of the said premises, is hereby granted the privilege of maintaining the existing building encroachment upon the highway allowance of Upper James Street upon the terms and conditions contained in the agreement hereto as Schedule I.
2. The Regional Chairman, Regional Clerk and Regional Treasurer are hereby authorized to sign and execute all necessary documents to implement this By-law.
3. Schedule I attached to this By-law is included in and shall be considered part of this By-law.
4. This By-law shall come into force and take effect on the date of its passing and enactment.

READ A FIRST, SECOND AND THIRD TIME and FINALLY PASSED and ENACTED
this 3rd day of May, 1988.


CHAIRMAN
CLERK

Approved
as to form

Regional
Solicitor

FOR OFFICE USE ONLY	(1) Registry ☒ Land Titles ☐		(2) Page 1 of 9 pages	
	(3) Property Identifier(s) Block Property		Additional: See Schedule ☐	
	(4) Nature of Document ENCROACHMENT AGREEMENT			
	(5) Consideration n/a Dollars \$			
	(6) Description Lot 10, Block "C", Plan 279 and being the most easterly 101 feet 11 inches from front to rear thereof, having a front on James Street of 50 feet by a depth on Queensdale Avenue of 101 feet 11 inches, in the City of Hamilton, in the Regional Municipality of Hamilton- Wentworth			
New Property Identifiers		Additional: See Schedule ☐		
Executions		Additional: See Schedule ☐		
(7) This Document Contains:		(a) Redescription New Easement Plan/Sketch ☐		(b) Schedule for: Description ☒ Additional Parties ☐ Other ☒

(8) This Document provides as follows:

Copy of Encroachment Agreement attached

Continued on Schedule ☐

(9) This Document relates to instrument number(s) Mortgage No. 439145 C.D.

(10) Party(ies) (Set out Status or Interest)	Signature(s)	Date of Signature
Name(s)		Y M D
THE REGIONAL MUNICIPALITY OF		1988 02
HAMILTON-WENTWORTH (Region)		

(11) Address for Service 71 Main Street West, HAMILTON, Ontario. L8N 3T4.

(12) Party(ies) (Set out Status or Interest)	Signature(s)	Date of Signature
Name(s)		Y M D
WILTSHIRE, Homer (Applicant)	<i>Homer Wiltshire</i>	1988 01 25

(13) Address for Service 548 Upper James Street, HAMILTON, Ontario. L9C 2Y4.

(14) Municipal Address of Property 540 Upper James Street, HAMILTON, Ontario. L9C 2Y4.	(15) Document Prepared by: ANTHONY F. DE RUBEIS, Barrister and Solicitor, 1362 Main Street East, HAMILTON, Ontario. L8K 1B7.	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th colspan="2" style="text-align: left;">Fees and Tax</th> </tr> <tr> <td style="width: 50%;">Registration Fee</td> <td></td> </tr> <tr> <td> </td> <td></td> </tr> <tr> <td> </td> <td></td> </tr> <tr> <td> </td> <td></td> </tr> <tr> <td>Total</td> <td></td> </tr> </table>	Fees and Tax		Registration Fee								Total	
Fees and Tax														
Registration Fee														
Total														

THIS AGREEMENT made this 15th day of January 1988

B E T W E E N:

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH,
Hereinafter called "the Region" of the First Part,

- and -

HOMER WILTSHIRE, 548 Upper James Street, Hamilton, Ontario
Hereinafter called "the Applicant" of the Second Part.

WHEREAS the Applicant is the registered owner of the property known municipally as 540 Upper James Street in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, more particularly described in Schedule "A" attached hereto;

AND WHEREAS Section 309(3) of the Municipal Act, R.S.O. 1980, Chapter 302, as amended, provides that the Council of every municipality may pass by-laws for permitting any person to place, construct, install, maintain, and use objects in, on, under, or over highways under such conditions as may be agreed upon;

AND WHEREAS the Regional Municipality of Hamilton-Wentworth did by By-law # on the day of 19 approve the privilege hereinafter permitted to the Applicant, which application for privilege was presented at the meeting of the Council on the said date as Item in a Report to the Regional Council of the Engineering Services Committee.

NOW THEREFORE the parties hereby covenant and agree as follows:

1. That the Applicant, being the owner of the premises at 540 Upper James Street, Hamilton (more particularly described in Schedule "A" attached hereto), may during the pleasure of Regional Council retain the encroachment of:

(i) Two Storey Stucco Building No. 540 (6.21m x 0.42m)

(hereinafter referred to collectively as "the works")

Onto the road allowance of Upper James Street, as shown on a sketch attached hereto as Schedule "B", but so as not to interfere with the free and safe passage of persons and vehicles using the said road allowance.

2. All fees, costs, and expenses due and payable by the applicant to the Region, or paid or incurred by the Region under this agreement may in the event of default of such payment be recovered by the Region by distraint or lawsuit and the Region may in addition, thereupon terminate the agreement as provided in paragraph 12.

3. The sum of \$105.00 shall be due payable in advance to the Region immediately after the date of approval of the privilege at the Meeting of the said Regional Council.

4. The Applicant shall pay to the Region yearly and every year during the currency of this agreement the annual sum or fee of \$ -NIL- or as may be determined by By-law from time to time in advance on the 1st day of January in each year, with the exception of the first payment which shall be made upon execution of this agreement.

5. The Applicant shall and does hereby at all times covenant to indemnify and save harmless the Region from and against all actions, causes of action, interest, claims, demands, costs, damages, expenses, or loss which the Region may bear, suffer or be put to by reason of any damage to property or injury or death to any person as a result of the privilege herein allowed to the Applicant. At the time of the execution of this agreement, the Applicant shall deliver to the Region an endorsement from its general liability insurance policy confirming that the Region has been named as an additional insured for third party bodily injury and property damage arising out of the granting of this agreement to a limit of \$500,000. This policy shall be kept in force, by the Applicant during the term of this agreement. Upon written request of the Region, the Applicant shall forthwith deliver to the Region endorsements for the aforesaid policy current for that year.

6. The Applicant acknowledges that he is liable to pay all taxes, charges, duties, rates, levies, and business taxes assessed in respect to the occupation or use of the road allowance abutting the lands described in Schedule "A", the works herein allowed to the Applicant on, over, or under the said road allowance, arising pursuant to the Assessment Act. R.S.O. 1980, chapter 31 as amended, and to the Local Improvement Act. R.S.O. 1980 chapter 250 as amended, as and when the same become due and payable.

7. In no case whatsoever shall compensation be payable to the Applicant for improvements (if any) to the road allowance.

8. The Applicant shall at all times keep and maintain the works in a good and proper state of repair and safety.

9. Only the works herein authorized may be erected by the Applicant.

10. The design, construction, and location of the said works, shall be previously approved by the Commissioner of Engineering hereinafter referred to as the Commissioner, and shall be erected and maintained in all respects by the Applicant to the approval of the Commissioner, but the fact that the Commissioner shall have been satisfied with the design, location and construction shall in no way discharge or modify any liability or obligation of the applicant that may arise from this agreement.

11. If on the erection of the said works any act or thing shall be contrary to the order or direction of the Commissioner or if any act or thing shall be done of which the Commissioner shall disapprove or if in the opinion of the Commissioner the Applicant shall fail to maintain the said works in a safe condition, the Commissioner shall verbally or in writing require the Applicant to alter or repair the same and if same shall not be altered or repaired within forty-eight hours after such requirement or if the Applicant shall neglect or refuse to

remove the said works or things within 30 days after notice to remove the same shall have been delivered or posted as mentioned in paragraph 17 of this agreement, then and in any such case the Region may cause the required work to be done either by its own servants or by some other person and the cost of any such work may be recovered by the Region as set out in paragraph 2 of this agreement.

12. This agreement may be terminated at any time by the Region or the Applicant for any reason after the delivery to the other of written notice of its intention to terminate at least thirty days prior to such termination.

13. Within 30 days of the delivery by the Applicant to the Region of notice of its intention to terminate this agreement or upon receipt of such notice from the Region, the applicant shall remove the said works and restore that part of the road allowance occupied by the works in a condition acceptable to the Commissioner. If the Applicant defaults to perform such work of removal and restoration, then the Region may perform the same and recover its costs as set out in paragraph 2 and/or by such legal action as it deems necessary.

14. The Applicant shall observe and comply with all parliamentary and legislative enactments and with all by-laws and regulations of the Region or the City of Hamilton (Area Municipality) and all notices, orders and demands given by the Region through its Commissioner respecting the subject lands and the works thereon.

15. This Agreement is subject to all rights now or that may hereafter be vested in the Region, the City of Hamilton (Area Municipality) or in any gas, telephone, telegraph, electric light, or other utility Company, in respect of the care and improvement of the streets, the construction, repair, replacement or removal of sewers, mains, culverts, drains, water or gas pipes or the placing of poles or wires (herein called "services"), therein.

The Region expressly reserves to itself the right to construct services or permit services to be constructed therein. The Applicant shall not be entitled to any damages by reason of the exercise-of the Region's rights contained in this paragraph and the Applicant shall at his own expense carry out such alteration of the works as the Regional Authority may direct.

16. No length of time or of enjoyment by the Applicant shall enure to give any right, title or interest to the Applicant or his successors in title, in the subject lands or to maintain the said works on, under, across or above (as the case may be) the said road allowance or shall deprive the Region by the operation of any limitation period or otherwise of any right to require the removal thereof the restoration of the road allowance.

17. Any notice to be given to the Region shall be delivered or posted by prepaid mail addressed to:

The Regional Clerk
The Regional Municipality of Hamilton-Wentworth
119 King Street West, 15th Floor, P.O. Box 910
Hamilton, Ontario
L8P 4T9

or such other addresses as may hereinafter be assigned.

Any notice to be given to the Applicant shall be delivered or posted by prepaid mail addressed to the Applicant at:

548 Upper James Street.
HAMILTON, Ontario.
L9C 2Y4.

18. The word "Applicant" in this agreement means the Applicant named herein including the person in possession of the property set out in Schedule "A" attached hereto, it being agreed that this Agreement shall be binding upon the heirs, executors, administrators, successors, tenants, lessees, and assigns of the Applicant.

19. This Agreement is to be read with all the changes made necessary by the gender, number or corporate status of the Applicant herein.

IN WITNESS WHEREOF The Regional Municipality of Hamilton-Wentworth has hereunto affixed its corporate seal attested by the hands of its duly authorized officials in that behalf;

AND IN WITNESS WHEREOF, the Applicant has hereunto, set his
hand and seal

SIGNED, SEALED AND DELIVERED)

in the Presence of)

.....)

.....)

APPLICANT:

Homer Wiltshire

HOMER WILTSHIRE

THE REGIONAL MUNICIPALITY OF
HAMILTON-WENTWORTH

Approved:

Chairman

Commissioner of Finance

Clerk

R.P. Meier

APPROVED
DEPARTMENT OF ENGINEERING

April 1987

SCHEDULE "A"

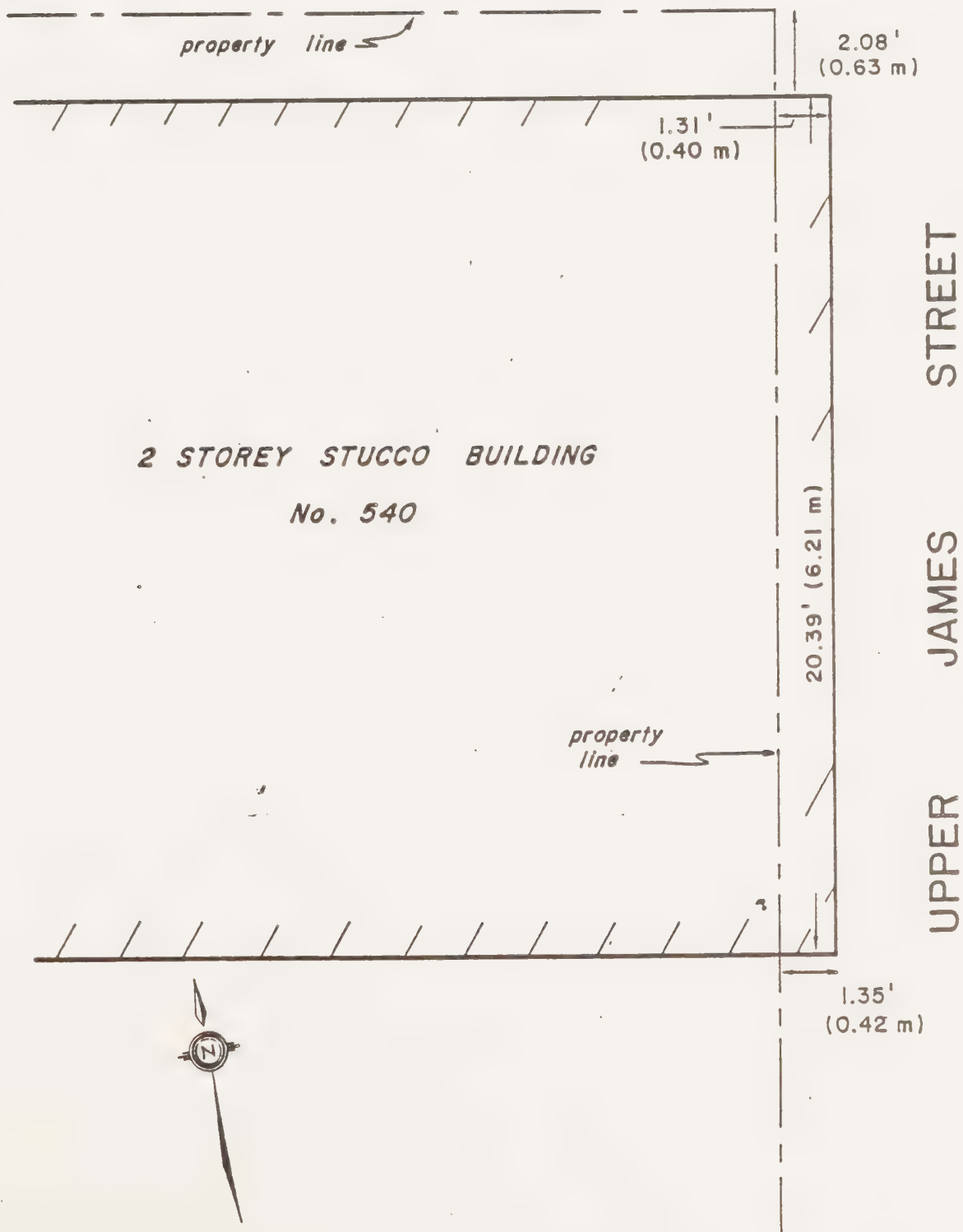
DESCRIPTION OF LANDS

Lot 10, Block "C", Plan 279 and being the most easterly 101 feet 11 inches from front to rear thereof, having a front on James Street of 50 feet by a depth on Queensdale Avenue of 101 feet 11 inches, in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth

SCHEDULE "B"
SKETCH OF "WORKS"

FILE No. : T103-53

QUEENSDALE AVE. WEST



NOTE: THIS IS NOT A PLAN OF SURVEY

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-095

Being a By-law to expropriate an easement over, under and through lands in the City of Hamilton for the purpose of installing a portion of the Red Hill Creek Trunk Sewer - North Branch.

Whereas Section 133 of the Regional Municipality of Hamilton-Wentworth Act, R.S.O. 1980, Ch. 131, incorporates by reference Part XIII of the Municipal Act which refers in part of Section 193 thereof, wherein the Council of the Regional Municipality of Hamilton-Wentworth is empowered to pass by-laws for expropriating land required for the purposes of the Regional Municipality, and;

Whereas The Regional Municipality of Hamilton-Wentworth as expropriating authority, made application to the Council of the Regional Municipality of Hamilton-Wentworth, on the 16th day of June, 1987 for approval to expropriate the lands described in Schedule "A" attached hereto, in accordance with The Expropriations Act, R.S.O. 1980, Ch. 148, and;

Whereas The Regional Municipality of Hamilton-Wentworth as expropriating authority, did serve a Notice of the said application for approval to expropriate upon each registered owner of the lands to be expropriated and did publish a Notice of the Application for Approval to Expropriate in the Hamilton Spectator, a newspaper having general circulation in the City of Hamilton, in accordance with the Expropriations Act, and;

Whereas a request for an Inquiry Hearing as provided in the Expropriations Act was requested by Clifford and Rejeanne Goodwin, the registered owners of the lands, and;

Whereas an Inquiry Hearing was duly held on April 5, 1988, and;

Whereas the Inquiry Officer has found the taking to be fair, sound and reasonably necessary, and;

Whereas the Inquiry Officer's Report has been delivered and duly read and considered by this Council, and;

Whereas Council of the Regional Municipality of Hamilton-Wentworth as approving authority, deems it expedient to grant the application to expropriate the said easement;

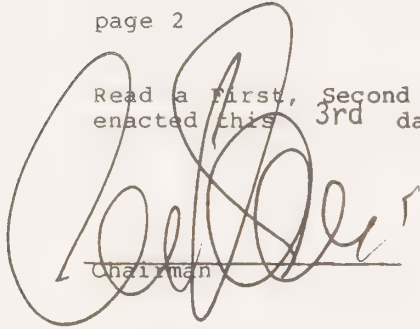
Now therefore the Council of the Regional Municipality of Hamilton-Wentworth enacts as follows:

1. That the application for approval to expropriate an easement over, under and through the lands more particularly described in Schedule "A" attached hereto, made by The Regional Municipality of Hamilton-Wentworth, as expropriating authority, be and is hereby granted and the said easement is hereby expropriated for the purpose of constructing the Red Hill Creek Trunk Sewer - North Branch in the City of Hamilton.
2. That the Regional Chairman and Clerk and the proper officials of the Regional Municipality of Hamilton-Wentworth, are hereby authorized and directed to do all things necessary to implement and give effect to the provisions of this By-law and this authority shall include the taking of all necessary proceedings to enter and to take possession of the easement hereby expropriated.

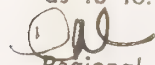
cont'd

page 2

Read a First, Second and Third time and finally passed and enacted this 3rd day of May 1988.


Chairman
Clerk

Approved:
as to no.

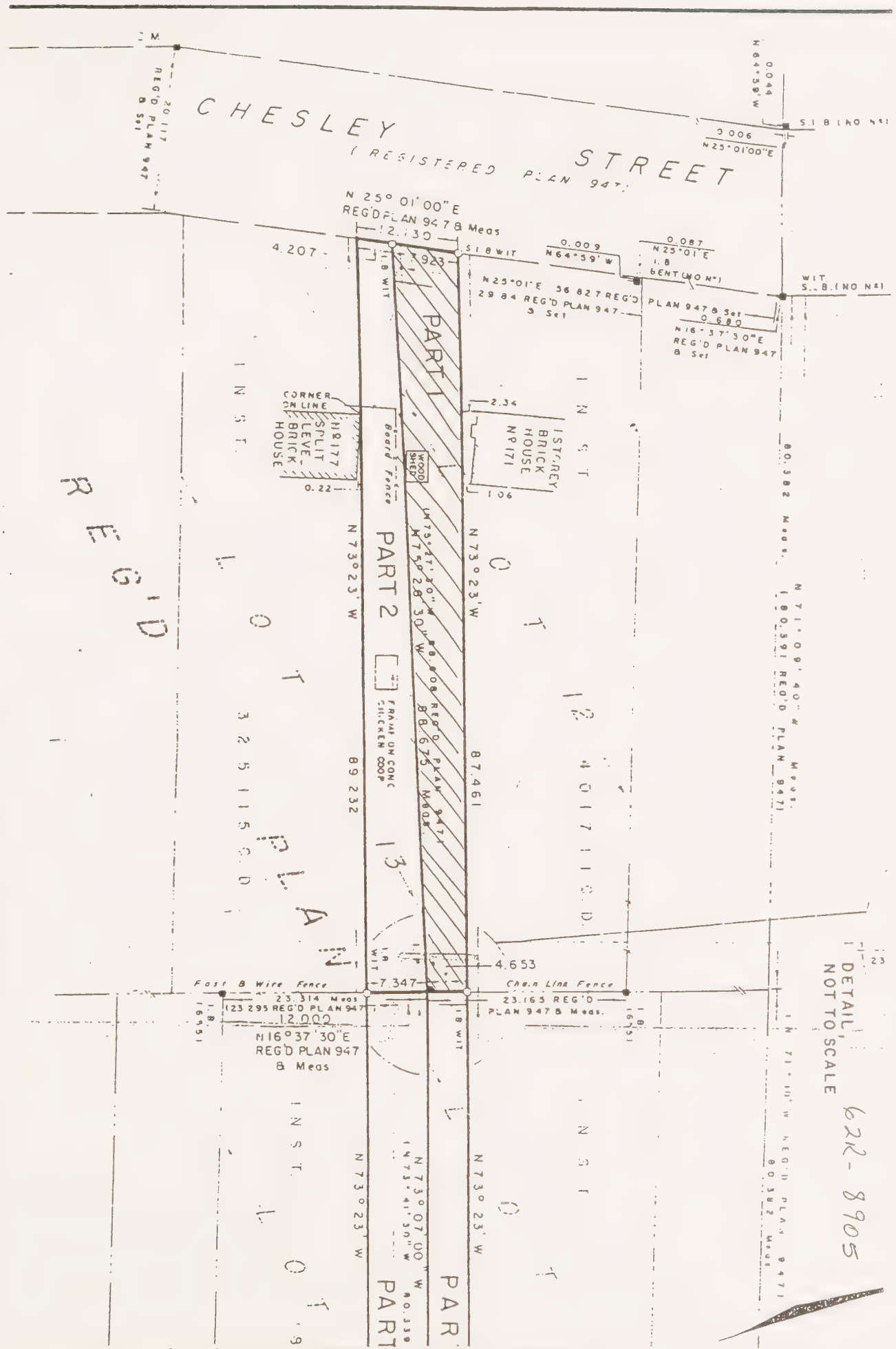

Regional
Solicitor

SCHEDULE "A"

Red Hill Creek Trunk Sewer - North Branch
Easement to be Expropriated from
Michael C. Goodwin

Land in the City of Hamilton in the Regional Municipality of Hamilton-Wentworth in the Province of Ontario and composed of part of Lot 12, Registered Plan No. 947 described as Part 1 according to a reference plan deposited in the Land Registry Office for the Registry Division of Wentworth as Plan 62R-8905.

Michael C. Goodwin



DETAIL
NOT TO SCALE

622-8905

IN THE MATTER OF THE EXPROPRIATIONS ACT

AND IN THE MATTER OF an expropriation by the Regional Municipality of Hamilton Wentworth (expropriating authority) for approval to expropriate an easement in land being over, under and through certain lands being Part 3 on Reference Plan 62R-8905, being Part of Lot 9, Registered Plan 947 in the City of Hamilton, Regional Municipality of Hamilton-Wentworth, and Part 1 on Reference Plan 62R-8905, being Part of Lot 12, Registered Plan 947 in the City of Hamilton, Regional Municipality of Hamilton-Wentworth.

REPORT OF THE INQUIRY OFFICER

Having been appointed by the Attorney General for the Province of Ontario as an Inquiry Officer pursuant to Subsection 1 or Section 7 of the Expropriations Act, and having been assigned by the Chief Inquiry Office to conduct a hearing in the above matter, I did appoint Wednesday the 30th day of March, 1988 at the Ellen Fairclough Building, 119 King Street West, 14th Floor, Committee Room "D", Hamilton, Ontario, L8N 3V9 at the hour of 9:00 o'clock in the forenoon to inquire into whether the taking of the aforesaid easement in land is fair, sound and reasonably necessary in the achievement of the objectives of the expropriating authority.

Pursuant to the provisions of the said statute, I did cause a Notice of Hearing to be served by registered mail upon the Regional Municipality of Hamilton-Wentworth, the applicant in this inquiry, and the respondents Rejeanne Noella Goodwin and Clifford Goodwin by their solicitor John Hicks and the Ministry of the Attorney General.

APPEARANCES

W.G. Charlton, Exq. Q.C.	Solicitor for the Applicant
John Hicks, Esq.	Solicitor for the Respondents

The solicitor for the Respondents not having had an opportunity to examine the documents and printed materials being relied upon by the Applicant, at his request and with the consent of the solicitor for the Applicant the hearing was adjourned to Wednesday the 6th day of April, 1988.

EVIDENCE FOR THE APPLICANT

The following were filed on behalf of the Applicant:

Exhibit #1	Affidavit of Service of Notice
Exhibit #2	Drainage Area Map

Exhibit #3 - Neighbourhood Plan
Exhibit #4 - Engineering Drawing
Exhibit #5 - Survey Plan R62-8905

EVIDENCE OF MR. SPENCER

Mr. Spencer is the Region's Acting Commissioner of Engineering. He referred to Exhibit #2 and advised the hearing that watermains had been installed in the 1960's but no storm or sewer facilities. The drainage of the area had been a problem since the annexation of Barton Township by the City of Hamilton. There was a history of pollution problems stemming from small lots with heavy clay type soil making for poor drainage; and residents had petitioned the City of Hamilton and the Region to extend full services to the area. In or about 1981 Regional Council had decided to accelerate storm drainage, to open up Upper James Street to commercial development and thereby acquire new assessments. In Exhibit #2 the area outlined in red which is within the Official Plan, is to be developed with capital works to be carried out over a five year period from 1981.

The proposed trunk sewer is the last project being undertaken in that capital works program.

Exhibit #3 being the Neighbourhood Plan on a larger scale, depicts the existing street pattern shown in heavy lines and the proposed street layout. This plan also has contour lines which indicate the general configuration of natural drainage to be from west to east. Mr. Spencer pointed out that the proposed location of the sewer trunk coincides with the natural slope of the land and main surface water drainage course. The optimum design, he stated, calls for the sewer line to be installed at a minimum depth below the surface of the land so that it follows the natural fall of the land and is, in essence, gravity assisted. The witness stated that the Respondents' land is the most westerly affected by the proposed taking and that seven other affected land owners have made no objection to the proposed sewer trunk location.

Mr. Spencer again referred to Exhibit #3 upon which is indicated in orange colour an alternate trunk sewer route being north on Chesley Street thence east on Chester Street and south on Annabelle Street. This alternate route would utilize an existing road allowance and presumably obviate any need for an easement. Mr. Spencer, however, stated that this alternate route was unacceptable on a number of grounds.

From an engineering point of view, this route was illogical because the land slopes towards the proposed easement, and by going north the excavation to accommodate the sewer line would get progressively deeper. This alternate route would entail excavation of land between 35 and 40 feet in depth as opposed to the proposed route which could be achieved with excavation of between 20 and 25 feet. The witness stated that from a costing point of view this alternate route would result in a net increase of cost in the order of \$550,000.00. He conceded on being questioned that blasting of rock would be necessary whether the proposed route or this alternate route was taken. He further stated that the lowest part of the natural drainage basin was close to the Respondents' land and that a culvert exists there which discharges onto the Respondents' land in wet conditions. Spring run off and prolonged rainy weather have given rise to surface flooding in the past which, however, is more of a problem on Chesley Street than on Annabelle Street.

Upon cross-examination Mr. Spencer was asked whether there was an overall plan for sewers in the entire drainage basin. He referred to Exhibit #3 and

the future street pattern and indicated that a second stage was planned since numerous private owners to the west had requested sewers but no formal applications had been made for development of that area as yet. A secondary plan was in the process of being finalized. There had been a public meeting a few weeks earlier and the proposed street pattern may require minor changes such as cul de sacs and lot sizes. The witness affirmed that the proposed trunk sewer is "a given" as to any future sewer facilities. Mr. Spencer stated that the Respondents have not indicated any drainage problems nor have there been any complaints from "downstream" i.e. Annabelle Street.

Upon further cross-examination Mr. Spencer agreed that an interim measure on Annabelle Street was at approximately the same elevation as the Respondents' land but agreed that this was only the case at that particular location, that north on Annabelle Street the land rises generally. He stated that a flash flood in June 1984 had given rise to widespread flooding problems which were not typical; works over the years had lessened surface flooding but not eliminated the problem. The installation of laterals was planned but the proposed sewer trunk must have a designed capacity to accommodate lands to the west at

Stage 2.

Mr. Spencer stated he was aware of the original proposal to install sewers along Stonechurch Road which had been made some thirteen years previously schematically. When asked if the Region tried to accommodate private developers Mr. Spencer replied that it was customary to indicate to planners where trunk sewers should be located and although minor adjustments might be made, no radical changes would normally be made. On being questioned on the relative depth of excavation necessary to accommodate the trunk sewer, Mr. Spencer remained firm that to route it along West Fifth Street would result in deeper excavation. He rejected the suggestion that it was a viable alternative because it was imperative that the installation be at a particular elevation at the westerly extremity of the proposed route in order to accommodate lands to the west at Stage 2.

Referring to Exhibit #4, Mr. Spencer stated that at 1/2% grade was necessary to ensure a natural gravitational flow; it was preferable to follow a straight line as much as possible. In response to Mr. Hick's suggestion that the West Fifth Street route was more desirable in terms of no bends, the witness Spencer stated it would remain more costly because to

adopt such a route would still entail arriving at the required depth; that although the excavation would not be as deep it would be over a larger distance and the increased cost would be in the same order of magnitude, i.e. \$550,000.00. The witness reverted to the fact that in sewer installation the natural low point is the criteria for sound engineering practice. He stated that engineers start with the low point and consider alternative routes within a narrow band, i.e. within fifty feet of the proposed route. Upon being asked by Mr. Hick's whether detailed analysis of rock depth in the area had been made, Mr. Spencer advised that none had been made. However, detailed information was available regarding the escarpment land form generally which indicated ten feet of rock at the west end of the area and fifteen feet of rock at the east end. He stated no rock samplings had been taken in the area of the West Fifth Street route proposed by Mr. Hicks because it was not considered a feasible alternative. It was his opinion that the surface of the land conformed to the underlying rock strata.

Upon re-examination, Mr. Spencer underlined the need for storm sewers in the area: he stated that

comparatively small V.L.A. lots with insufficient septic tile beds remained a source of pollution in surface drainage with high fecal coliforms in surface drainage ditches.

EVIDENCE OF THE RESPONDENTS

Mr. Hick's elected to call no evidence on behalf of the Respondents.

ARGUMENT

1. ON BEHALF OF THE REGIONAL MUNICIPALITY OF
HAMILTON-WENTWORTH

Mr. Charlton submitted that the proposed taking was based on sound engineering practices, the region's requirements for a trunk sewer in the area and the economics of installing that trunk sewer. When balanced against private deprivation of property rights, he submitted, the taking of the right of easement was fair, sound and reasonably necessary.

2. ON BEHALF OF THE APPLICANT

Mr. Hicks' submitted that it was incumbent upon the Applicant to examine alternatives and to do analyses in respect of those alternatives. Insofar as the alternative route proposed on behalf of his client no such analysis had been done and, accordingly, the expropriating authority had failed in its obligation to

properly examine and consider alternatives to the proposed taking of an easement across the Respondents' lands.

DEFINITION OF SUBJECT LANDS

The lands over, under and through which the Applicant seeks to obtain a right of easement by way of expropriation and which are the subject of this application ~~are~~ described as follows:

"All and singular those lands and premises being Part 3 on Reference Plan 62R-8905, being Part of Lot 9, Registered Plan 947 in the City of Hamilton, Regional Municipality of Hamilton-Wentworth and Part 1 on Reference Plan 62R-8905 being part of Lot 12 Registered Plan 947 in the City of Hamiltonn Regional Municipality of Hamilton-Wentworth"

FACTS

1. Part 3 and 1 on a Reference Plan 62R-8905 deposited in the Registry Office for the Registry Division of Wentworth on the 18th day of June, 1987 being the subject lands of this application form part of the lands owned by the Respondents.

2. Seven property owners to the east of the Respondents' lands have made no objection to the proposed route for the Red Hill Creek Trunk-Sewer-North Branch.

3. The Applicant has complied with all procedural requirements leading up to this hearing.

REASONS AND OPINION

The purpose of this hearing is to enquire into whether the taking of a right of easement over the subject lands by the expropriating authority, here the Regional Municipality of Hamilton-Wentworth, is fair, sound and reasonably necessary in achieving its objective. The objective in this instance is the installation of trunk sewer line from Chesley Street eastwards in a direct line across Annabelle Street thence to West Fifth Street and thence southerly on West Fifth Street.

The Respondents have submitted that the Applicant has not made adequate or any analysis to enable it to properly consider alternate routes for its trunk sewer line. These alternate routes for the most part would utilize existing road allowances and would thereby obviate any need for an easement.

The evidence given by Mr. Spencer, Acting Supervisor of Engineering for the Regional Municipality of Hamilton-Wentworth, in essence is that the proposed route for the trunk sewer line is based on sound engineering principles, that it follows the natural drainage course of land and that it is also the most cost effective route. The Applicant, in fact, considered

an alternative route namely north on Chesley Street thence east on Chester Avenue and southerly on Annabelle Street. This alternative, in my opinion, has been rightly rejected by the Applicant on sound engineering considerations for the preference of a trunk sewer line with a straight line gravity flow following the natural configuration of the land, as well as the cost factor involved with longer excavation.

Insofar as the alternate route proposed on behalf of the Respondents, Mr. Spencer conceded that no analysis had been made of that route because from an engineering viewpoint it was not considered a feasible alternative. Mr. Spencer advised the hearing that geographically the proposed location was the optimum because of engineering and cost considerations.

It is trite to say that the rights of property owners are not to be regarded lightly, and that an interference with those rights should only be permitted where the expropriating authority has acted reasonably and been diligent to a degree in considering viable alternatives and where the public benefit of the expropriation clearly outweighs any detriment to the private owner.

In the instant case Respondents elected not to call any expert evidence to refute Mr. Spencer's largely technical exposition, nor did the Respondents challenge the need for sewer services in the area or question the benefit to their lands which the proposed sewer line would provide.

In considering alternatives, it is my view that the expropriating authority whilst under an obligation to investigate and consider viable alternatives is not obliged to consider every alternative. In the instant case engineering and cost considerations have effectively determined the proposed location and as Mr. Spencer indicated, normally viable alternate routes would only be considered within narrow limits of what was initially determined. Weighed against the public benefit, the proposed taking of the easement over, under and through the Respondents' lands is minimal and compensatable in monetary terms.

I have concluded that the proposed taking by the expropriating authority, here the Regional Municipality of Hamilton-Wentworth, is fair, sound and reasonably necessary in the achievement of its objective.

Pursuant to the provisions of the Statute,
I recommend that the Respondents be paid one set of
costs of this inquiry in the maximum account and sum
of \$200.00.

RESPECTFULLY SUBMITTED

A handwritten signature in dark ink, appearing to read 'W. H. Robins', with a large, sweeping loop at the end.

WILLIAM H. ROBINS, Q.C.

Dated April 18th, 1988.

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-096

To confirm the proceedings of the Council at its meeting held on the following date:

THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. The Action of the Council at its meeting held on the 3rd day of May, 1988, in respect of each recommendation contained in the Reports of its Committees.

<u>NAME</u>	<u>NO.</u>
Special Airport Committee Report	4-88
Economic Development & Planning Committee Report	8-88
Engineering Services Committee Report	10-88 as amended
Finance and Personnel	Motion
Health & Social Services Committee Report Motion	Motion
Legislation and Reception Committee Report	5-88

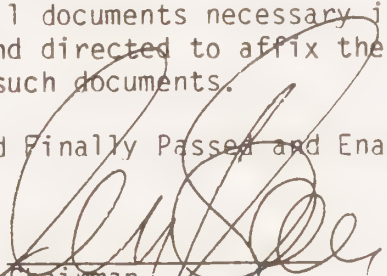
and Regional Officials

<u>NAME</u>	<u>NO.</u>
Chairman's Report	8-88

considered by Council at the said meeting, and in respect of each motion, resolution and other action passed and taken by the Council at its said meetings, is, except where prior approval of the Ontario Municipal Board is required, hereby adopted, ratified and confirmed.

2. The Chairman of the Council and the proper officials of the Regional Municipality are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and, except where otherwise provided, the Chairman, the Clerk and the Treasurer are hereby directed to execute all documents necessary in that behalf, and the Clerk is hereby authorized and directed to affix the Corporate Seal of the Regional Corporation to all such documents.

READ A FIRST, SECOND AND THIRD TIME and Finally Passed and Enacted this 3rd, day of May, 1988.


Chairman


Clerk

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88- 097

To exempt the occupiers of certain shops from the provisions of the Regional Store Closing By-law No. R79-202.

WHEREAS upon application of certain shops outlined on Schedule "A" to this By-law, it has been recommended by the Regional Legislation and Reception Committee that such shops be exempt from the store closing hours on the dates and at the times indicated.

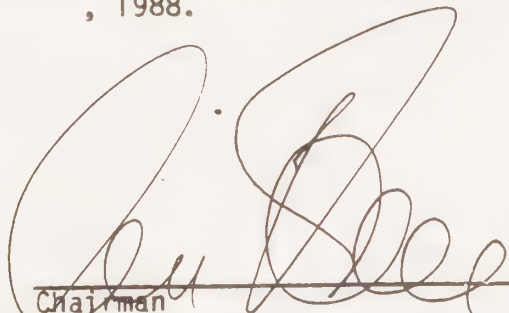
NOW THEREFORE the Council of the Regional Municipality of Hamilton-Wentworth ENACTS AS FOLLOWS:

1. THAT the occupiers of the shops named on Schedule "A" attached to this by-law are hereby exempt from the closing provisions of Section 2(1) (b) of Regional By-law No. R79-202 and may remain open for business on the dates and at the times indicated.
2. THAT all other provisions of Regional By-law No. R79-202 are to remain in full force and effect for the shops described in Schedule "A" of this By-law.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED AND ENACTED
this 17th day of May, 1988.

Approved
as to form

Regional
Solicitor


Chairman


Clerk

SCHEDULE "A"

TO BY-LAW NO. R88- 097

Shops referred to in By-law No. R88-097 and located at the respective locations.

THAT the following retail shop(s) in the area municipality of Dundas be exempted from Regional By-law No. R79-202 for the purpose of holding a special sale on the date(s) and at the time(s) indicated:

1. DUNDAS

Friday, May 27, 1988

9:00 p.m. to 11:59 p.m.

Lillian's Style Shop	40 King St. W. Dundas, Ontario
Dundas Paint & Wallpaper	50 King St. W. Dundas, Ontario
Staley Shoes Inc.	56 King St. W. Dundas, Ontario
The Liverey	66 King St. W. Dundas, Ontario
Foxy Fashions	134 King St. W. Dundas, Ontario
Mini Wheels	98 King St. W. Dundas, Ontario
Sharp Photo Equipment	109 King St. W. Dundas, Ontario
Village Small Engines	107 King St. W. Dundas, Ontario
David House Men's Wear	17 King St. W. Dundas, Ontario
Sooters Studios	27 King St. W. Dundas, Ontario
Saturday's Child	7 King St. W. Dundas, Ontario
Erik's Hair Design	53A King St. W. Dundas, Ontario
Video Station	44 King St. W. Dundas, Ontario

Backwater Trails	98 King St. W. Dundas, Ontario
Gray's Florist	29 King St. W. Dundas, Ontario
The Fabric Factory	13 King St. W. Dundas, Ontario
Link's Foods	21 King St. W. Dundas, Ontario
Herb Bowes Cleaners Ltd.	25 King St. W. Dundas, Ontario
Booth Furniture & Appliances	49 King St. W. Dundas, Ontario
Kids & Krafts	4 Cross St. Dundas, Ontario
Dundas Lock and Key	69 King St. W. Dundas, Ontario
Brief Encounters	75 King St. W. Dundas, Ontario
P & S Automotion	130 King St. W. Dundas, Ontario
The Complete Picture	11 King St. W. Dundas, Ontario
Big V Drugstore	105 King St. W. Dundas, Ontario
Dundas Valley Bakery	22 King St. W. Dundas, Ontario
Horn of Plenty	29 King St. W. Dundas, Ontario
Litzen's Sport Centre	28 King St. W. Dundas, Ontario
Picone's Food Market	34 King St. W. Dundas, Ontario
99¢ Store	38 King St. W. Dundas, Ontario

Bill No. 1281 Amendment to by adding the following shops:

Peacock's

1 Cross Street

Dundas, Ontario

Angela's Craft

37 King St. E.

Dundas, Ontario

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-098

Being a By-law to exempt retail business establishments
selling bait and tackle from the provisions of the
Retail Business Holidays Act.

WHEREAS, pursuant to the provisions of subsection 4(2) of the Retail Business Holidays Act, R.S.O. 1980, Chapter 453, the Council of the Regional Municipality, where it is essential for the maintenance or development of a tourist industry, may provide by by-law that section 2 of that Act does not apply to any class of retail business establishment in respect of the sale by retail of such goods or services on such holidays, for such periods of time, in such parts of the Regional Municipality and under such conditions as are specified in the By-Law; and

WHEREAS, the Council of the Regional Municipality has considered a Report prepared by the Office of the Regional Solicitor summarizing the relevant considerations in relation to the function of bait and tackle shops in the maintenance and development of a tourist industry, including information furnished by the Department of Economic Development of the Regional Municipality, the Hamilton Regional Conservation Authority, and the Ministry of Natural Resources;

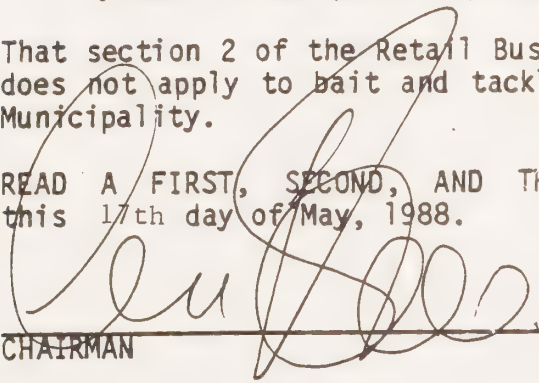
NOW THEREFORE the Council of the Regional Municipality of Hamilton-Wentworth enacts as follows:

1. In this By-law:

- (a) "bait and tackle shop" means a retail business establishment in which the principal business is the sale by retail of bait and tackle for the purpose of sportfishing and no other goods are available for sale except as sundries;
- (b) "bait" includes "bait fish" as defined in subsection 2(1) of the Ontario Fishery Regulations, c.849, C.R.C. 1978, made under the authority of the Fisheries Act, R.S.C. 1970, c.F-14;
- (c) "sportfishing" means fishing for non-commercial purposes by angling or by means of a spear, dip net, trap, seine net, or bow and arrow.

2. That section 2 of the Retail Business Holidays Act, R.S.O. 1980, Chapter 453, does not apply to bait and tackle shops in the Regional Area of the Regional Municipality.

READ A FIRST, SECOND, AND THIRD TIME AND FINALLY PASSED AND ENACTED
this 17th day of May, 1988.


CHAIRMAN


CLERK

Approved
as to form

onal
itor,

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-099

To Permit the Erection and Maintenance of
Objects Upon a Regional Road.

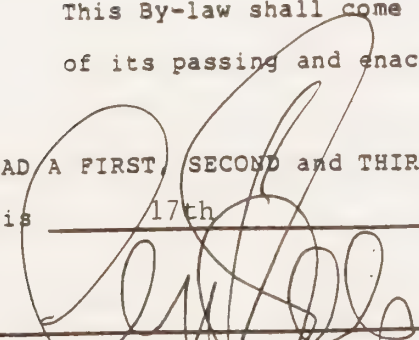
WHEREAS Section 309 (3) of the Municipal Act, R.S.O.

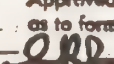
30, Chapter 302, as amended, provides that the Council of every municipality may pass by-laws for permitting any person to place, construct, install, maintain, and use objects in, on, under, or over highways under such conditions as may be agreed upon for prescribing the terms and conditions upon which the same are to be placed, constructed, installed, maintained, or used, and for making such annual or other charge for the privilege conferred by the by-law as it considers reasonable,

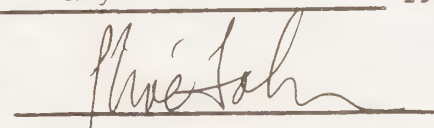
NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. The applicant(s) AHSAN ZAIYOUNA, President at R.F.Z. Enterprises Inc. and residing at 2465 Durwin Drive, Unit #4, Mississauga, Ontario, L5L 1T1 and being the Owner(s) of the said premises 267, 269 & 271 King St. E., Hamilton, are hereby granted the privilege of maintaining the existing building encroachment upon the highway allowance of King Street East, Hamilton upon the terms and conditions contained in the agreement hereto as Schedule I.
2. The Regional Chairman, Regional Clerk and Regional Treasurer are hereby authorized to sign and execute all necessary documents to implement this By-law.
3. Schedule I attached to this By-law is included in and shall be considered part of this By-law.
4. This By-law shall come into force and take effect on the date of its passing and enactment.

READ A FIRST, SECOND and THIRD TIME and FINALLY PASSED and ENACTED
this 17th day of May 1988.


CHAIRMAN

Approved
as to form

Regional
Solicitor


CLERK



Province
of
Ontario

Document General

Form 4 — Land Registration Reform Act, 1984

ID #0863D

FOR OFFICE USE ONLY

New Property Identifiers

(1) Registry ☒ Land Titles ☐ (2) Page 1

(3) Property Identifier(s) Block Property

(4) Nature of Document

Encroachment Agreement

(5) Consideration

See Attached Schedule Dollars \$ 1.

(6) Description

See Attached Schedule "A"

Executions

Additional
See
Schedule ☐

Additional
See
Schedule ☐

(7) This
Document
Contains:

(a) Redescription
New Easement
Plan/Sketch ☐

(b) Schedule for:

Description ☐

Additional
Parties ☐

Other ☐

(8) This Document provides as follows:

See Attached Schedule "1"

Continued on Schedule ☐

(9) This Document relates to instrument number(s)

(10) Party(ies) (Set out Status or Interest)

Name(s)

Signature(s)

Date of Signature
Y M D

THE REGIONAL MUNICIPALITY OF

CHAIRMAN

HAMILTON-WENTWORTH

REGIONAL CLERK

COMMISSIONER OF FINANCE

(11) Address
for Service

P.O. Box 910, 119 King St. W., Hamilton, Ontario L8N 3V9

(12) Party(ies) (Set out Status or Interest)

Name(s)

Signature(s)

Date of Signature
Y M D

R.F.Z. ENTERPRISES INC. IN TRUST

AHSAN ZAIYOUNA, PRESIDENT

1988 02 23

(13) Address
for Service

2465 Dunwin Drive, Unit #4, Mississauga, Ontario, L5L 1T1

(14) Municipal Address of Property

267/269/271 King Street
East
Hamilton, Ontario
L8N 1R9

(15) Document Prepared by:

The Regional Municipality
of Hamilton-Wentworth
Engineering Department
71 Main St. W.
Hamilton, Ontario
L8N 3T4

Fees and Tax

Registration Fee

Total

THIS AGREEMENT made this 15th day of January 1988

B E T W E E N:

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH,
Hereinafter called "the Region" of the First Part,

- and -

R.F.Z. ENTERPRISES INC. IN TRUST

Hereinafter called "the Applicant" of the Second Part.

WHEREAS the Applicant is the registered owner(s) of the property known municipally as 267, 269, 271 King St. Eastⁿ the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, more particularly described in Schedule "A" attached hereto;

AND WHEREAS Section 309(3) of the Municipal Act, R.S.O. 1980, Chapter 302, as amended, provides that the Council of every municipality may pass by-laws for permitting any person to place, construct, install, maintain, and use objects in, on, under, or over highways under such conditions as may be agreed upon;

AND WHEREAS the Regional Municipality of Hamilton-Wentworth did by By-law # on the day of 19 approve the privilege hereinafter permitted to the Applicant, which application for privilege was presented at the meeting of the Council on the said date as Item in a Report to the Regional Council of the Engineering Services Committee.

NOW THEREFORE the parties hereby covenant and agree as follows:

1. That the Applicant, being the owner(s) of the premises at 267, 269 and 271 King St. E., Hamilton (more particularly described in Schedule "A" attached hereto), may during the pleasure of Regional Council retain the encroachment of:

- (i) three story brick building (nos. 267, 269 & 271)
(0.05 m x 12.26m)

(hereinafter referred to collectively as "the works")

Onto the road allowance of King St. E., as shown on a sketch attached hereto as Schedule "B", but so as not to interfere with the free and safe passage of persons and vehicles using the said road allowance.

2. All fees, costs, and expenses due and payable by the applicant to the Region, or paid or incurred by the Region under this agreement may in the event of default of such payment be recovered by the Region by distraint or lawsuit and the Region may in addition, thereupon terminate the agreement as provided in paragraph 14.

3. The sum of \$105.00 shall be due payable in advance to the Region immediately after the date of approval of the privilege at the Meeting of the said Regional Council.

4. The Applicant shall pay to the Region yearly and every year during the currency of this agreement the annual sum or fee of \$ - Nil - or as may be determined by By-law from time to time in advance on the 1st day of January in each year, with the exception of the first payment which shall be made upon execution of this agreement.

5. The Applicant shall and does hereby at all times covenant to indemnify and save harmless the Region from and against all actions, causes of action, interest, claims, demands, costs, damages, expenses, or loss which the Region may bear, suffer or be put to by reason of any damage to property or injury or death to any person as a result of the privilege herein allowed to the Applicant. At the time of the execution of this agreement, the Applicant shall deliver to the Region an endorsement from its general liability insurance policy confirming that the Region has been named as an additional insured for third party bodily injury and property damage arising out of the granting of this agreement to a limit of \$500,000. This policy shall be kept in force, by the Applicant during the term of this agreement. Upon written request of the Region, the Applicant shall forthwith deliver to the Region endorsements for the aforesaid policy current for that year.

6. The Applicant acknowledges that he is liable to pay all taxes, charges, duties, rates, levies, and business taxes assessed in respect to the occupation or use of the road allowance abutting the lands described in Schedule "A", the works herein allowed to the Applicant on, over, or under the said road allowance, arising pursuant to the Assessment Act. R.S.O. 1980, chapter 31 as amended, and to the Local Improvement Act. R.S.O. 1980 chapter 250 as amended, as and when the same become due and payable.

7. In no case whatsoever shall compensation be payable to the Applicant for improvements (if any) to the road allowance.

8. The Applicant shall at all times keep and maintain the works in a good and proper state of repair and safety.

9. Only the works herein authorized may be erected by the Applicant.

10. The design, construction, and location of the said works, shall be previously approved by the Commissioner of Engineering hereinafter referred to as the Commissioner, and shall be erected and maintained in all respects by the Applicant to the approval of the Commissioner, but the fact that the Commissioner shall have been satisfied with the design, location and construction shall in no way discharge or modify any liability or obligation of the applicant that may arise from this agreement.

11. If on the erection of the said works any act or thing shall be contrary to the order or direction of the Commissioner or if any act or thing shall be done of which the Commissioner shall disapprove or if in the opinion of the Commissioner the Applicant shall fail to maintain the said works in a safe condition, the Commissioner shall verbally or in writing require the Applicant to alter or repair the same and if same shall not be altered or repaired within forty-eight hours after such requirement or if the Applicant shall neglect or refuse to remove the said works or things within 30 days after notice

to remove the same shall have been delivered or posted as mentioned in paragraph 17 of this agreement, then and in any such case the Region may cause the required work to be done either by its own servants or by some other person and the cost of any such work may be recovered by the Region as set out in paragraph 2 of this agreement.

12. This agreement may be terminated at any time by the Region or the Applicant for any reason after the delivery to the other of written notice of its intention to terminate at least thirty days prior to such termination.

13. Within 30 days of the delivery by the Applicant to the Region of notice of its intention to terminate this agreement or upon receipt of such notice from the Region, the applicant shall remove the said works and restore that part of the road allowance occupied by the works in a condition acceptable to the Commissioner. If the Applicant defaults to perform such work of removal and restoration, then the Region may perform the same and recover its costs as set out in paragraph 2 and/or by such legal action as it deems necessary.

14. The Applicant shall observe and comply with all parliamentary and legislative enactments and with all by-laws and regulations of the Region or the City of Hamilton (Area Municipality) and all notices, orders and demands given by the Region through its Commissioner respecting the subject lands and the works thereon.

15. This Agreement is subject to all rights now or that may hereafter be vested in the Region, the City of Hamilton (Area Municipality) or in any gas, telephone, telegraph, electric light, or other utility Company, in respect of the care and improvement of the streets, the construction, repair, replacement or removal of sewers, mains, culverts, drains, water or gas pipes or the placing of poles or wires (herein called "services"), therein.

The Region expressly reserves to itself the right to construct services or permit services to be constructed therein. The Applicant shall not be entitled to any damages by reason of the exercise of the Region's rights contained in this paragraph and the Applicant shall at his own expense carry out such alteration of the works as the Regional Authority may direct.

16. No length of time or of enjoyment by the Applicant shall enure to give any right, title or interest to the Applicant or his successors in title, in the subject lands or to maintain the said works on, under, across or above (as the case may be) the said road allowance or shall deprive the Region by the operation of any limitation period or otherwise of any right to require the removal thereof the restoration of the road allowance.

17. Any notice to be given to the Region shall be delivered or posted by prepaid mail addressed to:

The Regional Clerk
The Regional Municipality of Hamilton-Wentworth
119 King Street West, 15th Floor, P.O. Box 910
Hamilton, Ontario
L8P 4T9

or such other addresses as may hereinafter be assigned.

Any notice to be given to the Applicant shall be delivered or posted by prepaid mail addressed to the Applicant at:

2465 Dunwin Drive, Unit # 4

Mississauga, Ontario

L5L 1T1

18. The word "Applicant" in this agreement means the Applicant named herein including the person in possession of the property set out in Schedule "A" attached hereto, it being agreed that this Agreement shall be binding upon the heirs, executors, administrators, successors, tenants, lessees, and assigns of the Applicant.

19. This Agreement is to be read with all the changes made necessary by the gender, number or corporate status of the Applicant herein.

IN WITNESS WHEREOF The Regional Municipality of Hamilton-Wentworth has hereunto affixed its corporate seal attested by the hands of its duly authorized officials in that behalf;

AND IN WITNESS WHEREOF, the Applicant has hereunto, affixed
its corporate seal under signatures of its duly authorized officer
in that behalf.

SIGNED, SEALED AND DELIVERED

in the Presence of

21524

APPLICANT:

R.F.Z. ENTERPRISES INC. IN TRUST

per: AHSAN ZAIYOUNA, PRESIDENT

THE REGIONAL MUNICIPALITY OF
HAMILTON-WENTWORTH

Chairman

Commissioner of Finance

Clerk

Approved:

R. D. Moore
APPROVED
DEPARTMENT OF ENGINEERING

April 1987

SCHEDULE "A"

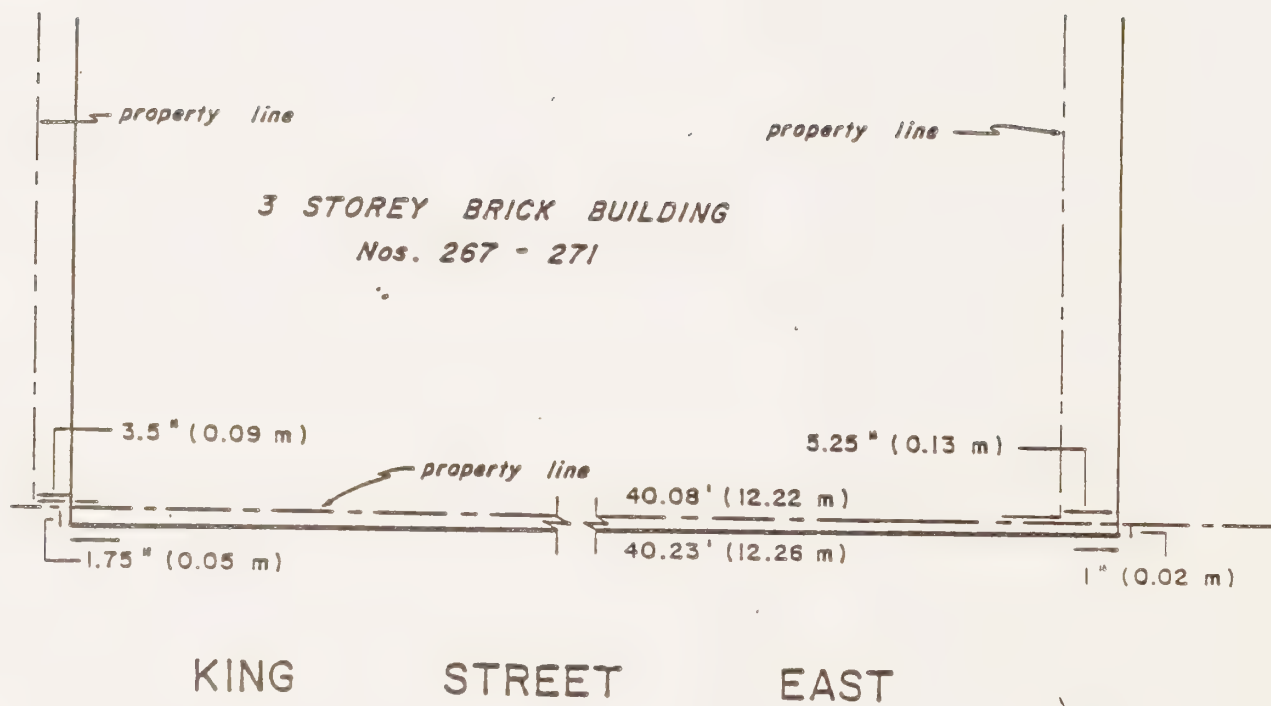
DESCRIPTION OF LANDS

Lot 8, Plan 38

City of Hamilton, Regional Municipality of Hamilton-Wentworth
together with all rights which the transferee may have over an
alleyway running along the northerly boundary of the herein con-
veyed lands extending from Jarvis Street to Ferguson Avenue as
an alleyway in common with all other parties entitled thereto.

As in Deed No. 439188 CD.

SCHEDULE "B"
SKETCH OF "WORKS"



NOTE: THIS IS NOT A PLAN OF SURVEY

THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

BY-LAW NO. R88-100

TO PROVIDE FOR

1. THE CONSTRUCTION OF WATERMAIN AND RELATED WATER SERVICE CONNECTIONS AS DESCRIBED IN SCHEDULE "A" HERETO ON WILSON STREET FROM MOHAWK ROAD TO HENDRY LANE, IN THE TOWN OF ANCASTER.
2. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON ABUTTING OWNERS TO PAY A PORTION OF THE COST OF CONSTRUCTING THE WATERMAIN.
3. THE IMPOSITION OF A SPECIALLY ASSESSED RATE ON PARTICULAR LOTS TO BE SERVED BY THE SAID WATER SERVICE CONNECTIONS.

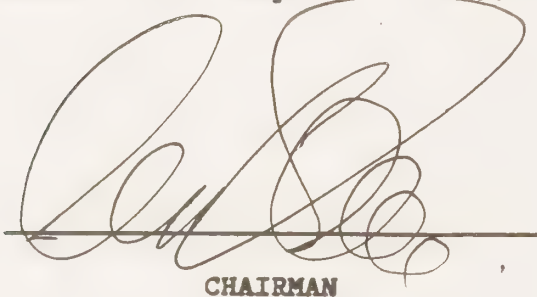
WHEREAS the Council of the Regional Municipality of Hamilton-Wentworth (hereinafter called the "Region") in adopting on the 1st day of March, 1988, Report of the Committee of the Whole authorized the construction of a watermain and related water service connections as part of the 1988-1992 Capital Budget as described in Schedule "A" hereto on Wilson Street from Mohawk Road to Hendry Lane, in the Town of Ancaster under Section 218 (8) of the Municipal Act, R.S.O. 1980, c.302.

NOW THEREFORE, THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH ENACTS AS FOLLOWS:

1. THAT the construction of the said watermain on Wilson Street from Mohawk Road to Hendry Lane, in the Town of Ancaster, at an estimated cost of \$140,000.00 and the said water service connections at an estimated cost of \$10,000.00 is hereby authorized, as set out on Schedule "A" hereto.
- 2.(a) THAT the share of the estimated cost of the described Watermain to be borne by the owners of the lots liable to be specially assessed is \$92,000.00 and the amount to be specially assessed against such owners is hereby authorized at the actual equal special rate sufficient to defray the actual cost and payable by such owners in 15 annual consecutive installments.

- (b) THAT the share of the estimated cost of the described Water Service connections be specially assessed upon the particular lots to be served.
- 3.(a) THAT the cost of the works described in Section 1 hereof may be financed from special assessments, subsidies, monies received from any other source, and by the issue and sale of debentures of The Region in the amount of \$92,000.00 which are to be authorized by a subsequent by-law or by-laws and which are to be repayable over a term of not more than 15 years.
- (b) THAT pending the sale of debentures referred to in sub-section (a) of this Section and the receipt of special assessments, subsidies, or monies from any other source, the Chairman and the Treasurer of The Region may borrow money not exceeding \$150,000.00 for the purpose described in Section 1 hereof.
- (c) THAT the sum or sums of money borrowed pursuant to sub-section (b) of this section are to be repaid out of the special assessments, subsidies received, monies received from any other source and the proceeds of the sale of debentures of The Region.
4. THAT notwithstanding the provisions of this by-law the amount to be debentured pursuant to the provision hereof is not to exceed the net cost to The Region after deducting any special assessments, subsidies or contributions from the Province of Ontario or from any other source in respect of the undertaking described in Section 1 hereof.
5. THAT the proper officials of The Region are hereby authorized and directed to do all things necessary to carry-out the terms of this by-law except that no contract for the construction of the described works is to be entered into without the approval of the Council of the Regional Municipality of Hamilton-Wentworth.
6. THAT schedule "A" forms part of this by-law.
7. THAT this By-law shall take effect and come into force only upon approval thereof by The Ontario Municipal Board.

Read a First, Second and Third Time and Finally Passed and Enacted
this 18th day of May, 1988.



CHAIRMAN



CLERK

Approved
as to form
R.B.
2000

SCHEDULE "A"

TO BY-LAW NO. R88-100

<u>DESCRIPTION</u>	<u>COST PER CONNECTION</u>	<u>TOTAL COST</u>	<u>REGION'S SHARE OF COST</u>	<u>OWNER'S SHARE OF COST</u>
Watermain on Wilson Street from Mohawk Road to Hendry Lane, in the Town of Ancaster		\$140,000	\$48,000	\$92,000
And				
Related Water Service Connections	\$1,000	\$ 10,000		\$10,000



		
2507		BY2507
2507		BG2507
2507	BLEU	BU2507
25073	R. BLUE/BLEU R.	BB2507
25074	GREY/GRIS	BD2507
25075	GREEN/VERT	BP2507
25077	TANGERINE	BA2507
25078	RED/ROUGE	BF2507
25079	X. RED/ROUGE X.	BX2507
MADE IN CANADA BY/FABRIQUÉ AU CANADA PAR		
ACCO CANADIAN COMPANY LIMITED		
COMPAGNIE CANADIENNE ACCO LIMITÉE		
TORONTO CANADA		

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